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OFFICERS AND MEMBERS

JOURNAL

HOUSE OF REPRESENTATIVES

House of Representatives

OF THE
1999

GENERAL ASSEMBLY

OF THE
STATE OF NORTH CAROLINA

**FIRST
SESSION 1999**

VOLUME I



This publication is printed on permanent, acid-free paper.
in compliance with the General Statutes of the State of North Carolina.
50 copies of this publication were printed at a cost of \$21.17 per copy.
The State of North Carolina is the publisher.
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OFFICERS AND MEMBERS

OF THE

HOUSE OF REPRESENTATIVES

FIRST SESSION 1999

James B. Black, *Speaker* Matthews, Mecklenburg County
Joe Hackney, *Speaker Pro Tempore* Chapel Hill, Orange County
Denise G. Weeks, *Principal Clerk* Willow Springs, Wake County
Robert R. Samuels, *Sergeant-at-Arms* Charlotte, Mecklenburg County

REPRESENTATIVES

1st District: (1) Camden, Currituck, Pasquotank, Perquimans (Part).
William C. Owens, Jr. (D) Pasquotank Elizabeth City

2nd District: (1) Beaufort, Craven (Part), Hyde, Pitt (Part).
Zeno L. Edwards, Jr. (D) Beaufort Washington

3rd District: (1) Craven (Part), Pamlico (Part).
Scott E. Thomas (D) Craven New Bern

4th District: (2) Carteret, Onslow (Part).
Jean R. Preston (R) Carteret Emerald Isle
Ronald L. Smith (D) Carteret Newport

5th District: (1) Bertie (Part), Gates, Hertford (Part), Northampton.
Howard J. Hunter, Jr. (D) Northampton Murfreesboro

6th District: (1) Bertie (Part), Hertford (Part), Martin (Part), Pitt (Part),
Washington (Part).
R. Eugene Rogers (D) Martin Williamston

7th District: (1) Edgecombe (Part), Halifax (Part), Martin (Part), Nash (Part).
Thomas C. Hardaway (D) Halifax Enfield

8th District: (1) Edgecombe (Part), Greene (Part), Martin (Part), Pitt (Part).
Edith D. Warren (D) Pitt Farmville

9th District: (1) Greene (Part), Pitt (Part).
Marian N. McLawhorn (D) Pitt Grifton

10th District: (1) Duplin (Part), Jones (Part), Onslow (Part).

Russell E. Tucker (D) Duplin Pink Hill

11th District: (1) Lenoir (Part), Wayne (Part).

Philip A. Baddour, Jr. (D) Wayne Goldsboro

12th District: (1) Onslow (Part), Pender (Part), Sampson (Part).

Nurham O. Warwick (D) Sampson Clinton

13th District: (1) New Hanover (Part).

Daniel F. McComas (R) New Hanover Wrightsville Beach

14th District: (2) Brunswick (Part), Columbus (Part), New Hanover (Part),
Robeson (Part).

Dewey L. Hill (D) Columbus Whiteville

E. David Redwine (D) Brunswick Ocean Isle Beach

15th District: (1) Wake (Part).

J. Samuel Ellis (R) Wake Raleigh

16th District: (1) Cumberland (Part), Hoke (Part), Moore (Part), Robeson (Part),
Scotland (Part).

Douglas Y. Yongue (D) Scotland Laurinburg

17th District: (2) Cumberland (Part).

Theodore J. Kinney (D) Cumberland Fayetteville

Mary E. McAllister (D) Cumberland Fayetteville

18th District: (2) Cumberland (Part).

John W. Hurley (D) Cumberland Fayetteville

Mia Morris (R) Cumberland Fayetteville

19th District: (2) Harnett, Lee, Sampson (Part).

A. Leslie Cox, Jr. (D) Lee Sanford

Donald S. Davis (R) Harnett Erwin

20th District: (1) Franklin (Part), Johnston (Part), Nash (Part).

Billy J. Creech (R) Johnston Clayton

21st District: (1) Wake (Part).

Daniel T. Blue, Jr. (D) Wake Raleigh

22nd District: (2) Franklin (Part), Granville (Part), Halifax (Part), Person,
Vance (Part), Warren (Part).

Gordon P. Allen (D) Person Roxboro

James W. Crawford (D) Granville Oxford

23rd District: (3) Durham (Part).

Paul Luebke (D)	Durham	Durham
Henry M. Michaux, Jr. (D)	Durham	Durham
George W. Miller, Jr. (D)	Durham	Durham

24th District: (2) Chatham (Part), Orange (Part).

Joe Hackney (D)	Orange	Chapel Hill
Verla C. Insko (D)	Orange	Chapel Hill

25th District: (3) Alamance, Caswell, Orange (Part), Rockingham (Part).

Cary D. Allred (R)	Alamance	Burlington
E. Nelson Cole (D)	Rockingham	Reidsville
W.B. Teague, Jr. (R)	Alamance	Liberty

26th District: (1) Guilford (Part).

Alma S. Adams (D)	Guilford	Greensboro
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27th District: (1) Davidson (Part), Guilford (Part).

Stephen W. Wood (R)	Guilford	High Point
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28th District: (1) Guilford (Part).

Flossie Boyd-McIntyre (D)	Guilford	Jamestown
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29th District: (1) Guilford (Part).

Joanne W. Bowie (R)	Guilford	Greensboro
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30th District: (1) Chatham (Part), Guilford (Part), Randolph (Part).

Arlie F. Culp (R)	Randolph	Ramseur
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31st District: (1) Moore (Part).

Richard T. Morgan (R)	Moore	Eagle Springs
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32nd District: (1) Montgomery (Part), Richmond, Scotland (Part).

G. Wayne Goodwin (D)	Richmond	Rockingham
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33rd District: (1) Anson, Montgomery (Part), Stanly (Part).

Pryor A. Gibson, III (D)	Montgomery	Troy
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34th District: (1) Union (Part).

O. Max Melton (D)	Union	Monroe
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35th District: (1) Rowan (Part).

Charlotte A. Gardner (R)	Rowan	Salisbury
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36th District: (1) Mecklenburg (Part).

James B. Black (D)	Mecklenburg	Matthews
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37th District: (1) Davidson (Part).

Paul R. McCrary (D)Davidson Lexington

38th District: (1) Guilford (Part), Randolph (Part).

Harold J. Brubaker (R)Randolph Asheboro

39th District: (1) Forsyth (Part).

Lyons Gray (R)Forsyth Winston-Salem

40th District: (3) Alleghany, Ashe, Stokes, Surry, Watauga.

Rex L. Baker (R)Stokes King

William S. Hiatt (R)Surry Mt. Airy

W. Eugene Wilson (R)Watauga Boone

41st District: (2) Alexander (Part), Wilkes, Yadkin.

John W. Brown (R)Wilkes Elkin

George M. Holmes (R)Yadkin Hamptonville

42nd District: (1) Iredell (Part).

W. Franklin Mitchell (R)Iredell Olin

43rd District: (1) Catawba (Part), Iredell (Part).

Mitchell S. Setzer (R)Catawba Catawba

44th District: (1) Gaston (Part), Lincoln (Part).

Daniel W. Barefoot (D)Lincoln Lincolnnton

45th District: (2) Catawba (Part), Gaston (Part), Lincoln (Part).

Cherie Killian Berry (R)Catawba Newton

Joe L. Kiser (R)Lincoln Vale

46th District: (2) Avery, Burke (Part), Caldwell (Part), Catawba (Part), Mitchell.

Charles F. Buchanan (R)MitchellGreen Mountain

Gregory J. Thompson (R)Mitchell Spruce Pine

47th District: (1) Burke (Part).

Walter G. Church, Sr. (D)Burke Valdese

48th District: (3) Cleveland, Gaston (Part), Polk (Part), Rutherford.

Debbie A. Clary (R)ClevelandCherryville

Andrew Dedmon (D)Cleveland Earl

W. James Horn (D)Cleveland Shelby

49th District: (1) Burke (Part), McDowell, Yancey.

Mitch Gillespie (R)McDowell Marion

50th District: (1) Henderson (Part), Polk (Part).

Larry T. Justus (R).....Henderson Hendersonville

51st District: (3) Buncombe (Part).

Lanier M. Cansler (R).....Buncombe Asheville

Martin L. Nesbitt (D).....Buncombe Asheville

Wilma M. Sherrill (R) Buncombe Asheville

52nd District: (2) Graham, Haywood, Jackson (Part), Madison, Swain.

R. Phillip Haire (D) Jackson Sylva

Liston B. Ramsey (D).....Madison.....Marshall

53rd District: (1) Cherokee, Clay, Jackson (Part), Macon.

James C. Carpenter (R).....Macon.....Otto

54th District: (1) Mecklenburg (Part).

Drew P. Saunders (D).....Mecklenburg Huntersville

55th District: (1) Mecklenburg (Part).

W. Edwin McMahan (R) Mecklenburg Charlotte

56th District: (1) Mecklenburg (Part).

Martha B. Alexander (D).....Mecklenburg Charlotte

57th District: (1) Mecklenburg (Part).

Constance K. Wilson (R).....Mecklenburg Charlotte

58th District: (1) Mecklenburg (Part).

Ruth M. Easterling (D) Mecklenburg Charlotte

59th District: (1) Mecklenburg (Part).

W. Pete Cunningham (D) Mecklenburg Charlotte

60th District: (1) Mecklenburg (Part).

Beverly M. Earle (D).....Mecklenburg Charlotte

61st District: (1) Wake (Part).

Charles B. Neely, Jr. (R).....Wake Raleigh

62nd District: (1) Wake (Part).

David M. Miner (R).....Wake Cary

63rd District: (1) Durham (Part), Wake (Part).

Jane H. Mosley (D).....Wake Cary

64th District: (1) Wake (Part).

Robert J. Hensley, Jr. (D) Wake Raleigh

65th District: (1) Wake (Part).

Rick Eddins (R) Wake Raleigh

66th District: (1) Forsyth (Part).

Larry W. Womble (D) Forsyth Winston-Salem

67th District: (1) Forsyth (Part).

Warren C. Oldham (D) Forsyth Winston-Salem

68th District: (1) Buncombe (Part), Henderson (Part), Transylvania.

Trudi Walend (R) Transylvania Brevard

69th District: (1) Mecklenburg (Part).

Jim Gulley (R) Mecklenburg Matthews

70th District: (1) Edgecombe (Part), Nash (Part), Wilson (Part).

Milton F. Fitch, Jr. (D) Wilson Wilson

71st District: (1) Edgecombe (Part), Nash (Part), Pitt (Part), Wilson (Part).

Joe P. Tolson (D) Edgecombe Pinetops

72nd District: (1) Nash (Part), Wilson (Part).

Gene G. Arnold (R) Nash Rocky Mount

73rd District: (1) Forsyth (Part), Rockingham (Part).

P. Wayne Sexton, Sr. (R) Rockingham Stoneville

74th District: (1) Davidson (Part), Davie.

Julia Craven Howard (R) Davie Mocksville

75th District: (1) Cumberland (Part).

Alex Warner (D) Cumberland Hope Mills

76th District: (1) Gaston (Part), Mecklenburg (Part).

John D. Bridgeman (D) Gaston Gastonia

77th District: (1) Greene (Part), Lenoir (Part), Wayne (Part).

Carolyn B. Russell (R) Wayne Goldsboro

78th District: (1) Granville (Part), Vance (Part), Warren (Part).

Stanley H. Fox (D) Granville Oxford

- 79th District: (1) Craven (Part), Jones (Part), Lenoir (Part), Pamlico (Part).
William L. Wainwright (D) Craven Havelock
- 80th District: (1) Onslow (Part).
W. Robert Grady (R) Onslow Jacksonville
- 81st District: (1) Cabarrus (Part), Union (Part).
Timothy N. Tallent (R) Cabarrus Kannapolis
- 82nd District: (1) Cabarrus (Part), Stanly (Part), Union (Part).
Bobby H. Barbee, Sr. (R) Stanly Locust
- 83rd District: (1) Rowan (Part).
W. Eugene McCombs (R) Rowan Faith
- 84th District: (1) Forsyth (Part), Guilford (Part).
Michael P. Decker (R) Forsyth Walkertown
- 85th District: (1) Hoke (Part), Robeson (Part).
Ronnie N. Sutton (D) Robeson Pembroke
- 86th District: (1) Chowan, Dare, Perquimans (Part), Tyrrell, Washington (Part).
William T. Culpepper, III (D) Chowan Edenton
- 87th District: (1) Hoke (Part), Robeson (Part), Scotland (Part).
Donald A. Bonner (D) Robeson Rowland
- 88th District: (1) Forsyth (Part).
Theresa H. Esposito (R) Forsyth Winston-Salem
- 89th District: (2) Guilford (Part).
Mary L. Jarrell (D) Guilford Greensboro
Maggie M. Jeffus (D) Guilford High Point
- 90th District: (1) Cabarrus (Part).
Richard L. Moore (D) Cabarrus Kannapolis
- 91st District: (1) Alexander (Part), Caldwell (Part), Catawba (Part).
Edgar V. Starnes (R) Caldwell Granite Falls
- 92nd District: (1) Durham (Part), Wake (Part).
J. Russell Capps (R) Wake Raleigh
- 93rd District: (1) Gaston (Part), Mecklenburg (Part).
John M. Rayfield (R) Gaston Belmont

94th District: (1) Davidson (Part), Randolph (Part).
 Jerry C. Dockham (R).....DavidsonDenton

95th District: (1) Johnston (Part).
 N. Leo Daughtry (R).....JohnstonSmithfield

96th District: (1) Bladen, Cumberland (Part), New Hanover (Part),
 Pender (Part), Sampson (Part).
 Edd Nye (D) Bladen.....Elizabethtown

97th District: (1) Duplin (Part), Sampson (Part), Wayne (Part).
 Jerry Braswell (D)WayneGoldsboro

98th District: (1) Brunswick (Part), Columbus (Part), New Hanover (Part),
 Pender (Part).
 Thomas E. Wright (D).....New HanoverWilmington

HOUSE JOURNAL

SESSION 1999

FIRST DAY

HOUSE OF REPRESENTATIVES

Wednesday, January 27, 1999

This day, in accordance with the Constitution of the State of North Carolina and G.S. 120-11.1, which fixes the date for the meeting of the General Assembly of North Carolina, the Members of the House of Representatives assemble in the House Chamber of the State Legislative Building in the City of Raleigh at 12:00 Noon and are called to order by the Honorable Denise G. Weeks, Principal Clerk of the 1997 House of Representatives.

The following prayer is offered by the Reverend Harry Reeder, Christ Covenant Presbyterian Church, Matthews, North Carolina.

"O Lord our God, to Whom alone belongs honor, glory and praise, come, and by Your Holy Spirit, attend the meeting of this Legislative Body, not only this day but throughout their entire session. Come with Your presence and power, not because we deserve You but because we need You. You, O God, who raise up rulers by Your sovereign pleasure, You to whom we owe affection because of Your grace and mercy, and You to whom we will give an account, come and empower these men and women as servant leaders of this great State. Grant them wisdom, knowledge, and understanding to know what is right, and then courage to lead us by law and example in the way of righteousness.

"Yet, O God, we would not come with petitions alone to You, but also with praise and thanksgiving. Thank You for this land, the United States of America, a nation confessed as 'under God'. In Your divine providence, we do reside in this 'Old North State'. Surely we can say with the psalmist, 'the lines of life have fallen to us in pleasant places and we do have a goodly heritage.' I also thank You for this Legislature comprised of our fellow citizens. Enable them to be servant leaders -- first by serving You

and then with benevolence by serving their fellow citizens. In this room, there are men and women of extraordinary abilities; may they exercise their competencies by putting their trust in You and not in their talents. May they trust in the One who has endowed them, and in Your strength alone. As they carry out their responsibilities to their individual parties and constituencies, grant them the ability to govern selflessly, and more importantly, for the general welfare of this State. Finally, O Lord, while thanking You for their God-given abilities, I ask that You grant to each of them lives of virtue, integrity, civility, moral excellence, and humility -- lives that would command our respect and attract our trust and devotion. Make them leaders who 'do justice, love mercy, and walk humbly with their Lord'. In this significant year of our sovereign Lord, 1999, concluding a millennium, I do pray in the name of our Lord that You will prevail in this Body of legislators for the preservation of life and liberty throughout our land and only for Your glory. Amen."

Nicole and Brennan Carpenter, grandchildren of Representative James B. Black, lead the Body in the Pledge of Allegiance.

CERTIFICATION OF ELECTION

STATE OF NORTH CAROLINA

DEPARTMENT OF THE SECRETARY OF STATE

THE 1999 NORTH CAROLINA HOUSE OF REPRESENTATIVES

I, Elaine F. Marshall, Secretary of State of the State of North Carolina, do hereby certify that the State Board of Elections met Tuesday, the 24th day of November, A.D., 1998, in accordance with Chapter 163 of the General Statutes of North Carolina, at which time the Board did open, canvass and judicially determine the returns of votes cast in the election held on Tuesday, November 3rd, 1998, and certified to me the persons duly elected as members of the House of Representatives from the various Representative Districts comprising of more than one county, and all others have been certified to me in the abstracts by the State Board of Elections as having the highest number of votes cast in the election for the House of Representatives from districts composed of one county only, for the General Assembly of 1999, to wit:

DISTRICT	NAME
First	W. C. "Bill" Owens, Jr.
Second	Zeno L. Edwards, Jr.
Third	Scott Thomas

Fourth	Ronald L. "Ronnie" Smith
	Jean Preston
Fifth	Howard Hunter, Jr.
Sixth	Gene Rogers
Seventh	Thomas C. Hardaway
Eighth	Edith D. Warren
Ninth	Marian Nelson McLawhorn
Tenth	Russell E. Tucker
Eleventh	Phil Baddour, Jr.
Twelfth	Nurham Warwick
Thirteenth	Danny McComas
Fourteenth	Dewey L. Hill
	E. David Redwine
Fifteenth	Sam Ellis
Sixteenth	Douglas Y. Yongue
Seventeenth	Mary E. McAllister
	Ted Kinney
Eighteenth	John W. "Bill" Hurley
	Mia Morris
Nineteenth	Leslie Cox
	Don Davis
Twentieth	Billy Creech
Twenty-first	Dan Blue
Twenty-second	Gordon P. Allen
	Jim Crawford
Twenty-third	Paul Luebke
	H. M. "Mickey" Michaux
	George W. Miller, Jr.
Twenty-fourth	Joe Hackney
	Verla Insko

Twenty-fifth	Nelson Cole
	Cary D. Allred
	W. B. "Junior" Teague
Twenty-sixth	Alma S. Adams
Twenty-seventh	Steve Wood
Twenty-eighth	Flossie Boyd-McIntyre
Twenty-ninth	Joanne W. Bowie
Thirtieth	Arlie F. Culp
Thirty-first	Richard T. Morgan
Thirty-second	Wayne Goodwin
Thirty-third	Pryor Gibson
Thirty-fourth	O. Max Melton
Thirty-fifth	Charlotte A. Gardner
Thirty-sixth	James B. "Jim" Black
Thirty-seventh	Paul "Jaybird" McCrary
Thirty-eighth	Harold J. Brubaker
Thirty-ninth	Lyons Gray
Fortieth	Rex Baker
	William S. "Bill" Hiatt
	Gene Wilson
Forty-first	John Walter Brown
	George M. Holmes
Forty-second	Frank Mitchell
Forty-third	Mitchell S. Setzer
Forty-fourth	Daniel W. Barefoot
Forty-fifth	Cherie Killian Berry
	Joe L. Kiser
Forty-sixth	Charles Monroe Buchanan
	Gregg Thompson
Forty-seventh	Walter G. Church, Sr.

Forty-eighth	Andy Dedmon
	Jim Horn
	Debbie A. Clary
Forty-ninth	Mitch Gillespie
Fiftieth	Larry T. Justus
Fifty-first	Martin L. Nesbitt
	Lanier M. Cansler
	Wilma Sherrill
Fifty-second	R. Phillip Haire
	Liston B. Ramsey
Fifty-third	James C. Carpenter
Fifty-fourth	Drew P. Saunders
Fifty-fifth	W. Edwin "Ed" McMahan
Fifty-sixth	Martha Alexander
Fifty-seventh	Connie Wilson
Fifty-eighth	Ruth M. Easterling
Fifty-ninth	W. Pete Cunningham
Sixtieth	Beverly M. Earle
Sixty-first	Charles B. "Chuck" Neely, Jr.
Sixty-second	David Miner
Sixty-third	Jane H. Mosley
Sixty-fourth	Bob Hensley
Sixty-fifth	Rick Eddins
Sixty-sixth	Larry Womble
Sixty-seventh	Warren "Pete" Oldham
Sixty-eighth	Trudi Walend
Sixty-ninth	Jim Gulley
Seventieth	Milton F. "Toby" Fitch, Jr.
Seventy-first	Joe Pat Tolson
Seventy-second	Gene Arnold

Seventy-third	Wayne Sexton
Seventy-fourth	Julia Craven Howard
Seventy-fifth	Alex Warner
Seventy-sixth	John D. Bridgeman
Seventy-seventh	Carolyn B. Russell
Seventy-eighth	Stan Fox
Seventy-ninth	William L. Wainwright
Eightieth	Robert Grady
Eighty-first	Timothy "Tim" Tallent
Eighty-second	Bobby Harold Barbee, Sr.
Eighty-third	Eugene McCombs
Eighty-fourth	Michael "Mike" Decker
Eighty-fifth	Ronnie Sutton
Eighty-sixth	Bill Culpepper
Eighty-seventh	Donald A. Bonner
Eighty-eighth	Theresa H. Esposito
Eighty-ninth	Mary Jarrell
	Maggie Jeffus
Ninetieth	Richard L. Moore
Ninety-first	Edgar V. Starnes
Ninety-second	J. Russell Capps
Ninety-third	John Melvin Rayfield
Ninety-fourth	Jerry C. Dockham
Ninety-fifth	Leo Daughtry
Ninety-sixth	Edd Nye
Ninety-seventh	Jerry Braswell
Ninety-eighth	Thomas E. Wright

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal.

DONE IN OFFICE at Raleigh, this 20th day of January, 1999.

S/Elaine F. Marshall

Secretary of State

The roll is called and one hundred nineteen Members-elect are present. A leave of absence is granted Representative Womble for today. The Members-elect present, take and subscribe to the following oath of office, which is administered by Judge Robert C. Hunter, North Carolina Court of Appeals.

OATH FOR MEMBERS OF THE 1999 HOUSE OF REPRESENTATIVES

"I do solemnly swear (or affirm) that I will support and maintain the Constitution and laws of the United States; so help me God; and

"I do solemnly and sincerely swear (or affirm) that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and

"I do swear (or affirm) that I will faithfully discharge the duties of the office of a Member of the 1999 House of Representatives according to the best of my skill and ability, according to law; so help me God."

The Principal Clerk announces that the first order of business is the election of a Speaker and explains the voting procedure to be used in the absence of adopted rules. The Chair declares that nominations are in order.

ELECTION OF OFFICERS

The Chair recognizes Representative Easterling who places the name of Representative James B. Black as the Democratic Nominee for the Speaker of the House of Representatives.

"Madam Chair, Ladies and Gentlemen, Young People and Children:

"I address you today as I did two years ago in 1997 -

And as former Representative Anne Barnes did in 1993 -

when she nominated Representative Dan Blue to a second term as Speaker of the House because the terms are all inclusive.

"All of us - male and female - young and old
Democrats - Republicans - Independents
fall into these categories
at one time or another.

"We all are citizens of this wonderful State of North Carolina.
We all love the State and its people -
Its grandeur of mountains and plains -
rivers and ocean.

"We all want the best for our own district -
our own county -
but overall for the whole State.

"What makes it difficult is that we can't always agree on
what the best is
or how to achieve it.
But that is democracy as it plays out in real life.

"I stand at this place - at this podium today
to nominate Representative Jim Black
for Speaker of the North Carolina House of Representatives.

"I stand here to repeat what I've said before:
Now more than ever
this House needs a Speaker who will be truly bi-partisan -
A speaker who will listen to all -
be fair to all -
rule with a steady gavel and maintain civility and decorum within
the ranks - even when we disagree with each other.

"Representative Black is such a man!

"I nominate Representative Black because his experience as Majority
Whip
and as Minority Leader of the Democrats
eminently qualifies him to lead a bi-partisan group
of individual personalities and strong egos!

"Nobody is more independent than a Democrat!
Yet nobody loves the State more than a Democrat
in all of our diverse ways.
And Representative Black has kept us on target!

"Representative Black has courage - integrity - a deep sense of fairness -
He keeps his word -

You can depend on him -

He will not lie to you!

"It is going to take restraint sometimes

To be what we ought to be -

And to do what we ought to do.

"Now, more than ever - this House needs a Speaker

who will create an atmosphere of openness and fairness -

who will maintain a sense of civility and decorum -

and respect for each other -

within our respective parties -

and across the aisle.

"Now, more than ever,

We need a leader for these times -

Someone who can build coalitions -

who can get things done.

"Representative Black is such a man!

"Jim Black does not fear other strong leaders.

He will use the talents of all of us -

for the good of North Carolina

and its people.

He does not hold a grudge.

He is not vindictive.

"Representative Black is a professional man.

He is used to leading - to making decisions.

"Representative Black is a family man.

He knows the value of stability and nurturing

for children and grandchildren -

for parents and grandparents!

"Representative Black is an experienced legislator.

He knows how to get things done.

"And I will venture to say: Representative Black is a statesman in embryo!

He has all the possibilities.

"Now, more than ever, this House needs a leader for these times.

It gives me great personal pleasure

and I am proud to nominate my fellow Mecklenburger:

Representative Jim Black for Speaker of the North Carolina House for the 1999-2000 term! Thank you."

The nomination is seconded by Representative Wright.

"Members of this 143rd General Assembly's House of Representatives. I stand before you on this day to second the nomination of James Boyce Black, of Mecklenburg County. Members whom have served in this Body during the past four years know of his work as Minority leader, and Members arriving here for their first opportunity to serve, will soon learn of him.

"We are blessed to have the opportunity to serve in this Chamber at this time in our State's history. 'Why' you may ask? Well, the answer is, that this Assembly will be ending a century and beginning a new one. Why is this so important? Well, because the policies and opportunities that we will establish this year will determine the direction of this great State at the beginning of the next millennium. What an exciting time to be a part of a paradigm shift and charting the course for our future.

"The opportunities are unlimited. Now the question that we must ask ourselves is, what type of leader will this Chamber choose to assist us in getting there? Will this be a leader who will continue the status quo? Or, a leader with a vision that recognizes that we are a diverse state? You see, Members of the House, that within that diversity, is our strength. As heirs of a legacy, (to serve as Members of the North Carolina House of Representatives), we must have a Speaker that will ensure that there is inclusion in this process. This is essential as we embark upon the challenges and opportunities of the time upon us. I submit to you, Members of this House, that James Boyce Black understands this and that he will work to ensure that our diversity and the talents that it brings will be maximized to the benefit of our State.

"We are the heirs of a legacy, a legacy of great Members, opportunities, and progress, but, remember, to safeguard that legacy, well into the next century will require leadership with a vision that includes the diversity of this Body and this State. Then, and only then, will we live out this great State's motto, *Esse Quam Videri*, 'to be rather than to seem'. I fervently encourage your support and vote for Representative James B. Black for Speaker of the North Carolina House of Representatives for the years 1999 and 2000. Thank you."

The nomination is seconded by Representative Warner.

"Family members, special guests, and ladies and gentlemen of the House:

"I knew and respected the Honorable Jim Black for several years, politically, prior to his becoming my 'seat mate' in the House Education Appropriations Committee. It was in this committee that I really came to know Representative Black personally. His sensitivity to the educational needs of the children of North Carolina made quite an impression on me - especially since he was not an educator, by profession, himself. I watched and strongly supported his successful efforts in legislating 'alternative schools' for those unfortunate students who had been dismissed from mainstream classrooms for disciplinary reasons. He whispered to me one morning in committee, 'Alex, we have got to do something for those kids that we are 'dumping' out of schools and onto the streets. If we don't keep them in school, we will see a great many in our jails - sooner than any of us want to admit'. His persistence for alternative schools and programs for in-school suspension have, no doubt, given many students and communities a 'second chance' for success.

"Representative Black's 'common sense' approach to solutions for our public schools and the 'fiscal wellness' of our State's economics come, perhaps, from his undergraduate preparation - he received his Bachelor of Arts Degree in Business Administration from Lenoir Rhyne College. Then, after serving two years active service and four years reserve in the United States Navy, Representative Black continued his educational pursuits, enrolling at Southern College of Optometry in Memphis, Tennessee. There, he received his second Bachelor's Degree - this time in 'Ocular Science'. Next he earned the Degree of 'Doctor of Optometry'. (By his gentle demeanor - and fortunately for the House and Senate Members - he has faithfully served the legislative Body of Democrats and Republicans alike with free eye examinations since his arrival in the General Assembly!)

"Dr. Black married his sweetheart, the former Betty Clodfelter, and the couple was blessed with two children, Deborah and John. Betty and Jim are very proud, also, of their two grandchildren, Nicole and Brennan Carpenter. (It is, of course, with Nicole and Brennan's permission that their Granddad serves in our House today.)

"Having served in many civic and business positions of leadership, Representative Black has been President, as well as Trustee, of the North Carolina State Optometric Society. He served as a member of his Town Council in Matthews; and has been elected to our State House for seven terms, where he was a leader in the Democratic Caucus during this tenure as Majority Whip and twice as Minority Leader.

"By courteous practice or tradition, we often preface such auspicious introductions and occasions with, 'It is an honor' to do thus and such, or 'it is a privilege to come before you, etc., etc.'. Well, today, I really do have such a great pleasure and honor to lead us into a new day and new millenium. I proudly second the nomination of my friend, Representative James B. Black, as the next Speaker of the House of Representatives for North Carolina."

The nomination is seconded by Representative Miller.

"Madam Principal Clerk, Distinguished Members of the Judiciary, Special Guests, Fellow Members of the House, Ladies and Gentlemen:

"We are, indeed, approaching an historical period in the history and life of our State. Meeting the great responsibility of leading this Body into the millennium requires that we bring forward the best that we have to provide the inspiration and leadership that will be so needed.

"The institution of the General Assembly must be preserved.

"By its definition, the General Assembly is a deliberative body. Its Members represent the totality of the State, its diversity, its gender, young and old, ethnic background, the well-off and the poor and all in between. This is truly the House of the people where the laws made here are the laws of the people - to be applied to all.

"We have an awesome responsibility to preserve this institution and to guarantee that the voice of all the people is not only heard, but also given due respect.

"For the new Members especially, you will soon learn that, although you have been elected and sit equally with your fellow Member, nevertheless, the opportunity for you to participate in the legislative process can be open to you - or denied to you. When denied to you, it means that your voice is not heard; not heard also is the voice of those who elected you to serve. The Speaker of this House must understand this; Jim Black understands this. By example, we will restore confidence in government and elected officials.

"Representative Black respects the tradition of this Body; his loyalty is to principles of integrity and fair play. He must have your commitment to the respect that is and must be vested in the office of the Speaker of this House. And, when you extend to the office of the Speaker this respect, I can assure you that the Speaker will extend to you the respect that is deserving to you as a Member of this Body.

"I have often commented on the floor of this House that we must give due recognition to those who sat here before us - our past members - for, by their contribution, they have made North Carolina the State that we cherish and love.

"Now that a time of change has occurred we look to the future, calling on the best that we have, to take the gavel, preside evenhandedly, preserve order and decorum, but do so in a positive and respectful manner.

"With our colleague Jim Black, the institution of the General Assembly and this House of Representatives will be protected and with his vision, foresight, strength, and will, with his good judgment and with your help, we will meet the challenges presented to us, act upon issues expediently, all to the end that, when the job is done, each of you will be proud to have been a part of this historical Session of the General Assembly.

"With pleasure, I second the nomination of James Boyce (Jim) Black to be our next Speaker, the Speaker of the One Hundred Forty-Third Session of the House of Representatives."

The Chair recognizes Representative Brubaker who places in nomination the name of Representative Dan Blue as Nominee for the Speaker of the House of Representatives.

"Madam Chairperson, Ladies and Gentlemen of the House:

"Politics is about making decisions. We are the elected Body of North Carolina that is called upon to make the tough calls every time we vote on the Floor of the House.

"Our desk each has two buttons, one green and one red. There are no 'maybes'. We all became candidates because we told our constituents that we would make the tough decisions.

"1999 is the year before the next millennium. We need a person with strong leadership skills, one who can make the tough decisions. We need a leader who will preserve the integrity of this House and not permit any other branch of government to control or influence this Body. We need a leader who will make sure that we preserve this institution as the people's House of North Carolina.

"The people of North Carolina have said, 'We want our elected officials to work together for the good of North Carolina.' This is not partisanship; this is leadership. There comes a time when we must place the past behind us and look to the future.

"Ladies and Gentlemen, I am proud to place the name of an individual who will provide that strong leadership; has proven leadership in this House and will protect the integrity of this Body. A man who grew up on a small farm; active in 4-H and FFA; went on to undergraduate and graduate school.

"Ladies and Gentlemen of the House, I am pleased to place the name of the President of the National Conference of State Legislators, Daniel Terry Blue, in nomination for the Speaker of the North Carolina House of Representatives for the 1999-2000 Session."

The nomination is seconded by Representative Fitch.

"Madam Speaker, my colleagues, Members of the Judiciary, citizens of North Carolina.

"I stand now to second the nomination of Daniel Terry Blue, a coalition builder. I've known Representative Blue for over thirty years, and I have found him to be intelligent, witty, quite capable to lead this august Body into the Twenty-first Century. There is no doubt that he has the qualities and capabilities necessary to make this State a model State. Therefore, I again wish to second the nomination, ask for your support and your vote.

"Some may say Representative Fitch, 'why now?'. Well, the answer is very simple. Politics is about now, and about the future. It is not about the past. I urge you to vote for Representative Daniel T. Blue, Speaker of the House of North Carolina."

There being no further nominations, the Principal Clerk declares the nominations closed and the roll of the House is called.

The following members vote for Representative Black: Representatives Alexander, Allen, Baddour, Barefoot, Black, Bonner, Boyd-McIntyre, Braswell, Bridgeman, Buchanan, Church, Cole, Cox, Crawford, Culpepper, Cunningham, Dedmon, Earle, Easterling, Edwards, Fox, Gibson, Gulley, Hackney, Haire, Hardaway, Hill, Horn, Hurley, Insko, Jarrell, Jeffus, Kinney, Luebke, McCrary, McLawhorn, Melton, Miller, Moore, Mosley, Nesbitt, Nye, Oldham, Owens, Ramsey, Redwine, Rogers, Saunders, Smith, Sutton, Thomas, Tolson, Tucker, Wainwright, Warner, Warren, Warwick, Wood, Wright, Yongue - 60.

The following members vote for Representative Blue: Representatives Adams, Allred, Arnold, Baker, Barbee, Berry, Blue, Bowie, Brown, Brubaker, Cansler, Capps, Carpenter, Clary, Creech, Culp, Daughtry, Davis, Decker, Dockham, Eddins, Ellis, Esposito, Fitch, Gardner, Gillespie,

Goodwin, Grady, Gray, Hensley, Hiatt, Holmes, Howard, Hunter, Justus, Kiser, McAllister, McComas, McCombs, McMahan, Michaux, Miner, Mitchell, Morgan, Morris, Neely, Preston, Rayfield, Russell, Setzer, Sexton, Sherrill, Starnes, Tallent, Teague, Thompson, Walend, C. Wilson, G. Wilson - 59.

Representative Black, having received a majority vote, is declared Speaker of the 1999 House of Representatives.

The Speaker, escorted to the Chair by the Mecklenburg delegation consisting of Representatives Easterling, Gulley, Saunders, Alexander, Cunningham, McMahan, C. Wilson, Bridgeman, Rayfield, and Earle, takes and subscribes to the following oath of office administered by Judge Robert C. Hunter, North Carolina Court of Appeals.

OATH FOR SPEAKER OF THE 1999 HOUSE OF REPRESENTATIVES

"I, JAMES B. BLACK, do solemnly swear that I will support and maintain the Constitution and laws of the United States; so help me God; and

"I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and

"I do swear that I will faithfully discharge the duties of the office of Speaker of the 1999 House of Representatives according to the best of my skill and ability, according to law; so help me God."

The Speaker, Mr. Black, approaches the dais and makes the following remarks.

"Ladies and Gentlemen of the House, invited guests and visitors.

"Today, we begin the last legislative session not only of this century, but this millennium.

"Think, if you will, about the changes that the past century brought to our society and to our culture.

"In 1899, who would have imagined that one hundred years later, every child would be expected to go to school and to learn?"

"Who would have imagined that the automobile -- and not the horse and buggy -- would be the primary means of transportation?"

"Imagine, if you will, the reaction if someone had suggested that we would be able to talk to each other over vast distances with a handheld device.

"Or that a human being would walk on the moon. Or that surgeons would be replacing the human heart.

"One hundred years ago, those things that are commonplace today would have sounded like something out of science fiction.

"By the same token, we cannot imagine the advances in science and technology over the next one hundred years.

"And many of those advances will be developed right here in our own great State of North Carolina.

"But our job today, ladies and gentlemen, is to help prepare our citizens for those new challenges and opportunities that lie ahead.

"We can only accomplish that goal, Representative Baddour and Representative Daughtry, only by working together.

"I accept the challenge of leading this House of Representatives with great humility -- but a strong resolve.

"I thank you, Members of this House, for giving me this great honor and responsibility, and I do not take it lightly.

"And I will each and every day work to deserve that trust.

"To my family, thank you for the loving support you have shown me over the years. My wife, Betty; my daughter - and partner in optometry - Dr. Deborah Black and her husband, Dr. Matt Carpenter; my son, John, and his fiancée Lori.

"And two of the greatest joys in my life, my grandchildren, Nicole and Brennan.

"And my sister, Pat Moore.

"My other sister, Martha Ward, wanted to be here today, and her husband, Dr. Ben Ward. But, they were injured Sunday in an auto accident in Whiteville, and I ask you to keep them in your prayers.

"This is my family. My greatest gift from God, and I thank Him every day for such a wonderful blessing.

"My fellow Members of this House of Representatives, I salute each of you and congratulate you for the grand honor that your constituents have bestowed upon you.

"By electing you, they have entrusted you with the responsibility of making decisions that will affect their lives, and their children's lives and the children of their children for generations to come.

"By electing you and me, the voters are trusting us to carry out our constitutional duty to provide an education -- at least kindergarten through the twelfth grade -- for every child in this State.

"Not only an education -- but a good education!

"The voters have told us, in no uncertain terms, that they want us to provide a decent wage for our teachers, so that we can continue to attract the best and brightest to our classrooms -- and then to keep them there.

"The voters also have made it clear that they support Smart Start and the Juvenile Justice Initiative that we passed last year.

"We heard that message, loud and clear, and are ready to act. Today, I will be filing three bills - House Bills 2, 3, and 4. These measures will fund the next phase of the Excellent Schools Act, Smart Start, and the Juvenile Justice Reforms.

"I will be the primary sponsor of all three bills. But I welcome the signatures of any Members of the House who want to sign on as co-sponsors.

"Making these three bills our top priority will remind us of the commitment we have made to these three programs - and the progress we have made.

"It also reminds me that our work is not done.

"I was reminded of that recently when a young lady came into my office for an eye exam.

"In discussing how she would be using her vision over the next year, she said that she was changing careers.

"I knew that she was a teacher, so I stopped at that point and said, 'Tell me about that'.

"She replied, 'I taught school for five years, but now I'm taking a job in industry'.

"I said, 'I'm sorry to hear that. Why are you leaving the classroom?'.

"She replied, with great pride, 'I'm a math and science major and I'm more than doubling my salary by taking this new job.'.

"Seeing the disappointment in my face, she said, 'Oh, I'm going to teach again someday, because I love teaching! But for right now I have to worry about making a living for my two children.'.

"We are making progress, ladies and gentlemen, but we can do better.

"Every Member of this great Body understands the importance of a sound education.

"We cannot achieve that without attracting our best and our brightest to be teachers.

"And after we get them in the classroom, we must now keep them there!

"Showing support for teachers means more than simply raising their pay to the national average, as important as that is.

"I have said many times that average is not good enough for North Carolina. We can do better than that!

"We also must show our support for educators by making their classes safer and more manageable.

"We must expand our alternative learning programs to get class disrupters out of the regular classroom and into a more structured learning environment.

"We began, as you remember, the alternative learning concept during the 1994 Special Session on Crime.

"I believe that to be one of the most effective tools that we could give teachers to improve achievement.

"At the same time, we could be saving a young person from dropping out of school - and perhaps into a life of crime.

"Our public schools are not alone in needing attention. Our community colleges also need our help.

"Faculty salaries in our community colleges are among the lowest in the nation.

"Equipment for training is old and obsolete.

"We must rescue this important segment of our education system.

"I have said many times that the community college is the only place where one can be 'born again' in education.

"A student who does not do well along the way, in kindergarten through twelfth grade, can catch up at a community college.

"In addition, our community colleges are the place to go for job retraining -- a service that more and more of our workers, and perhaps ourselves, will need in this ever-changing world.

"But we are expecting our community colleges to provide these necessary job skills with obsolete equipment and low faculty wages.

"We have made some progress, ladies and gentlemen, but we can do better.

"Our state university system has been the envy of the nation, and we must keep it that way.

"Other states are constantly luring our professors away with higher salaries and better working conditions.

"Some of our university buildings are crumbling.

"Some campuses cannot keep up with growing enrollment, while others have just been plain short-changed over the years.

"Ladies and Gentlemen of the House, education is the answer to a strong economy.

"It is our biggest and best lure for new industry. It is our best crime-fighting tool.

"We are making progress, but we can do better.

"We must be ever-vigilant in protecting our air and water, not only for ourselves, but for our children and our children's children.

"Agriculture is accused of much of our pollution today, but you and I know that that is not the only problem.

"Each and every one of us contributes to the degradation of our environment and each and every one of us must share in the responsibility -- and the cost for cleaning it up.

"Health care is another area where we can and must do better.

"Most of us have either been touched by or heard of a horror story in health care over the last few years.

"I will be appointing a select committee to study our health care delivery system that is seemingly less and less accessible to our citizens.

"We must be sure that we attend to the needs of our elderly and mentally ill.

"A society that turns its back on its elderly and mentally ill shall surely stand in judgment.

"Part of our responsibility is making sure that our nursing homes are safe and clean -- and not a place for our loved ones to fear in their golden years.

"Welfare reform will remain on our agenda.

"Those citizens that we can elevate to a higher standard of living, with job training and child care and transportation, will welcome our help.

"Those who remain mired -- often through no fault of their own -- will continue to need our help.

"While we differ in our ideas as to solutions, we must work together. Working together to raise up all of our fellow human beings.

"And let me assure you that during our discussions -- and even disagreements -- we will treat welfare recipients with the respect and dignity that we should accord all fellow human beings.

"Ladies and gentlemen, they are people with hopes and dreams and some failures.

"They are not just abstract numbers that can be drawn out of a hat.

"Good roads are something this State has always been proud of, but rapid growth has created traffic snarls and congestion of unbelievable proportions.

"We must do better, with roads and public transportation and a variety of solutions, or traffic problems could suffocate our prosperity.

"Ladies and gentlemen, we can do better for North Carolina by working together.

"Public safety is important to our citizens.

"We should be able to move around anywhere in our State without fear of being a victim of crime.

"Over the last few years, we have increased our prison capacity to the extent that we can now keep most of our dangerous criminals behind bars.

"Now the goal must be to shut off the new supply of new criminals by keeping our youth in school and on track for a more productive life.

"Ladies and gentlemen, we can do better for North Carolina by working together.

"As I have said before, each one of us represents at least fifty-five thousand people. Together, we do represent the totality of this State.

"Our constituents include the young and the old, the wealthy and the poor, and all those in between.

"Some work with their hands. Others work with their sharp minds.

"No matter what they do for a living, or no matter what their race or gender, this is their North Carolina House of Representatives. It is here where we make the laws that are to be applied to all the people.

"We have an awesome responsibility to protect and preserve this institution and to guarantee that the voice of the people is not only heard, but given due respect.

"Our debate must be open and unrestrained, with an opportunity for all to speak out and be heard.

"We also must formulate public policy in the public forum - not by fiat.

"The heart of this institution is the respect we have for our fellow members. We have experienced a breakdown of civil debate.

"We can do better than that.

"Civility among our members must be restored not only during floor debate, but everywhere in the legislative process.

"We also must restore confidence in government and elected officials. The best way to accomplish that is to be above reproach in our own behavior.

"As I have said repeatedly, I am tired of people spitting out the word 'politician' as if it gives a bitter taste in their mouth.

"Ladies and gentlemen, let's let this be a Session that people will remember as one where we worked together to make the quality of life a little better for our all of our citizens.

"Problem solving, not problem creating.

"The families and children across this State are counting on us to set aside our personal and political agendas.

"Let's show them that we truly are here to work in their best interest.

"Ladies and Gentlemen of the House, if we do that, we will have been a resounding success!

"We have come a long way, but we can do better, starting right now in this Chamber of this great House of Representatives!"

The Speaker assumes the duties of the Chair.

ADOPTION OF TEMPORARY RULES

Representative Baddour is recognized and states that he has placed a resolution with the Clerk for consideration by the Body.

The Speaker directs the Clerk to number the resolution and places **H.R. 1, A HOUSE RESOLUTION ADOPTING THE TEMPORARY RULES OF THE REGULAR SESSIONS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES OF THE 1999 GENERAL ASSEMBLY**, before the Body.

The resolution is adopted, by electronic vote (107-8), and ordered printed.

ELECTION OF OFFICERS CONTINUED***SPEAKER PRO TEMPORE***

The Speaker states that nominations are in order for Speaker Pro Tempore.

The Chair recognizes Representative Insko who places in nomination the name of Representative Joe Hackney as the Democratic nominee for Speaker Pro Tempore.

"Mr. Speaker, Distinguished Guests and Visitors, Ladies and Gentlemen of the House:

"It is with great pride that I place in nomination for Speaker Pro Tempore of the North Carolina House of Representatives a distinguished, dedicated, and able public servant, Representative Joe Hackney of Chatham and Orange Counties.

"Joe Hackney has served the citizens of North Carolina as a State Representative for eighteen consecutive years. Of the currently seated members, only nine have served longer.

"His leadership positions during these eighteen years include Co-Chair of the House Committee on Finance, Co-Chair of the Environmental Review Commission, and Chair of the House Committees on Energy; Water and Air; and Judiciary.

"Throughout his tenure, Joe Hackney has consistently received high rankings for effectiveness in the North Carolina Center for Public Policy

Research Survey. Usually, he has been among the top ten; he was rated 5th in 1992 and 4th in 1994.

"These high rankings are well deserved. Over and over again, Representative Hackney has distinguished himself through ground breaking legislation that includes the Phosphate Detergent Ban, the Waste Management Act of 1989, the Taxpayer Bill of Rights, Domestic Relations Reform, Reform of the Equitable Distributions Laws, the .08 DWI Bill, and the Governor's DWI Reform Bill.

"As you might guess, Joe Hackney's leadership goes beyond the boundaries of North Carolina. For two years, he served as Chair of the Environment and Natural Resources Committee of the Southern Legislative Conference. He is currently an active Member of the National Conference of State Legislatures Environment Committee.

"Joe Hackney also rates high in personal qualities. He is well known as a person of integrity, intelligence, humor and dedication to his family. Joe clearly treasures his time with his family.

"Joe's wife, Betsy, is with us today, along with their two sons, Dan and Will. The Hackney's sons were born while Joe served in this House. Over the years, as we watched them grow up, we learned about the annual family backpacking and ski trips and the periodic family trips abroad. Do I think Joe's dedication to his family is one of his qualifications to fill a leadership role in this House? Emphatically, yes!

"Perhaps most importantly, Joe Hackney is a true son of North Carolina. He is the 6th generation of Hackneys to call North Carolina home. His family moved into Eastern North Carolina about 1750 and then on to Chatham County in 1775. His ancestors helped settle Chatham County. In fact, his ancestors helped settle North Carolina. One of those ancestors - Joe's great, great grandfather, Daniel Hackney - represented Chatham County in the North Carolina House of Commons in the 1840's and 1850's.

"Our own Joe Hackney was born in Siler City in 1945. He grew up on a small dairy farm near the community of Silk Hope. Joe received his Bachelor's Degree and his Law Degree from UNC at Chapel Hill. Since 1974, he has been a partner in the law firm of Epting and Hackney in Chapel Hill. Today, in addition to his role as legislator and practicing attorney, he and his brother, Jack, work the family farm as a beef cattle farm.

"Thomas Wolfe once said, 'If a man has a talent and learns somehow to use the whole of it, he has gloriously succeeded, and won a satisfaction and a triumph that few men ever know.'"

"Joe Hackney is such a man, and I gladly nominate him for Speaker Pro Tempore, and I ask each one of you for your support."

Representative Hunter seconds the nomination.

"Mr. Speaker, Ladies and Gentlemen of the House, Distinguished Guests.

"It is with great honor and pride that I second the nomination of Joe Hackney for the position of Speaker Pro Tempore of the North Carolina House of Representatives.

"Representative Hackney has served with distinction in the North Carolina House of Representatives since 1981. During that time, he has been a leader in many issues. He has championed environmental issues, but most of all he has promoted high ethical standards for the Members of this General Assembly.

"Joe is dedicated to enriching the quality of life of the people in his district and throughout the State.

"Those of you who join this Body for the first time will recognize his pleasant smile and willingness to help. As someone once said, 'a smile costs nothing, but it creates a whole lot.'"

"I am confident that this leadership team will continue to lead this House and this great State to even greater accomplishments.

"It is with a great sense of satisfaction that I second the nomination of Joe Hackney for Speaker Pro Tempore of the 1999 North Carolina House of Representatives."

Representative Boyd-McIntyre seconds the nomination.

"Thank you, Mr. Speaker.

"To the Speaker, Guests, Ladies and Gentlemen of the House. I proudly rise in support of the nomination of a special Member of this august Body, Representative Joe Hackney.

"In my judgment, he is well qualified and would make an excellent Speaker Pro Tempore of the House. I say so for many reasons. First, Representative Hackney is known as a decent sort of individual, one who possesses many excellent qualities.

"People respect him for his abilities, his intellect, his integrity, his work ethics, his depth, and other attributes as well. He is quite capable of leading this House in the absence of the Speaker for any period of time.

"Permit me to make a couple of points here.

"When I arrived at the General Assembly as a freshman, the very first person that captured my attention as one of the most serious and dedicated Members of this Body was, indeed, Joe Hackney.

"He seemed always visible. Always engaged with the issues and very knowledgeable about proposed as well as past legislation.

"Also, he was one of the men who worked with women on women's issues at a time when we needed the help of a few good men. Beyond that, I was impressed to see him, without fail, arriving to Session, well equipped like the good soldier, to do the people's business. As a prime example, we all know about and often comment on his famous laptop computer. Well, I can almost guarantee you that, 'he won't leave home without it.' He will not even allow the Information Systems Division to upgrade this laptop during Session when they're doing that sort of thing, because he cannot bear the thought of being without this indispensable tool of his trade. I asked him one day, 'Joe, how do you do that – refuse to let them work on your computer?'. And he replied, 'I just tell them, you can't have it.' It's good that Joe is much more into high technology than a lot of us, because from time to time, fellow members have had to depend on him to retrieve a little data for us in a hurry during session.

"Though Representative Hackney could not quite be compared with President Calvin Coolidge, known as 'Silent Cal', he is, nevertheless, a man of few words and those few words are most often meaningful, effective, and persuasive.

"When he speaks, people tend to listen. That's the mark of a leader.

"Representative Hackney is a versatile man who moves easily between divergent worlds. He's used to mixing lots of things together, like his love for the land (i.e., farming), lawyering, legislating, and leisurely 'easy riding' his Suzuki bike. Certainly he is a well-rounded person.

"Ladies and gentlemen, I am honored to second the nomination of this most unassuming man, one who is a credit to this illustrious Body, Representative Joe Hackney. I urge you to vote for him for Speaker Pro Tempore of the North Carolina House. Thank you for this opportunity."

The Chair recognizes Representative Esposito who places in nomination the name of Representative George Holmes as the Republican nominee for Speaker Pro Tempore.

"Mr. Speaker, distinguished guests, colleagues and friends, it is indeed an honor to rise on this auspicious beginning of the 143rd Session of the North Carolina General Assembly to nominate the distinguished gentleman, the Honorable George Holmes from the County of Yadkin for Speaker Pro Tempore of the North Carolina House of Representatives.

"He has the energy and enthusiasm of youth, and the wisdom and patience of a seasoned legislator. George Holmes is sensitive to maintaining the balance between the power of this august Body and the needs of the people.

"He is a man of gentle persuasion, who represents his convictions with strength and style; his quiet undergirding of the truth has been a hallmark.

"The quiet man who possesses the virtues of courage, honesty, fortitude, and persistence is 'No Summer Soldier or a Sunshine Patriot'. A man for all seasons with vision and foresight, ready to help lead our State as we prepare to enter the Twenty-first Century.

"His finely honed leadership skills have the ability to respond effectively and efficiently to the many challenges of the Office of Speaker Pro Tempore.

"It is fitting that George Holmes assume this position in a State whose motto is 'Esse Quam Videri' - to be rather than to seem. He forthrightly and honestly establishes relationships without pretense or guile.

"You know where you stand with George Holmes and you know he is an outstanding, educated son of the South. George Holmes was one of those senior statesman who reached out to me as a freshman in this Legislature. For me, it was incredible good fortune. As one of my mentors, he taught me about leadership and statesmanship. It was George Holmes who helped to lead the fight to reduce the tax burden on North Carolina's citizens. His fiscally conservative philosophy will continue to protect future generations from the burdens of excessive government.

"As a former schoolteacher, Representative Holmes championed 'real' reform in education. As President Woodrow Wilson once said, 'A man is not as big as his belief in himself, he is as big as the number of persons who believe in him.'"

"Many people believe in George Holmes. He has labored in the vineyards to bring better government to our great State. He has placed the footprints in the sand so others may follow and has stood tall among us like the mighty oak.

"I know this man as a mentor and colleague. His qualities have been an inspiration to those who have the privilege of association with him.

"Fellow Legislators, I am truly proud to commend to you, in nomination as Speaker Pro Tempore of the North Carolina House of Representatives, my friend, my former seatmate, the Honorable George Holmes. Thank you."

Representative McMahan seconds the nomination.

"Mr. Speaker, fellow Members of the House, and Guests – I rise before you today to proudly second the nomination of Representative George Holmes for Speaker Pro Tempore for our 1999-2000 Session.

"Representative Holmes has distinguished himself as an outstanding public servant by serving in this great Body for the past twenty-two years. Those of us here for the past two terms have witnessed his leadership ability as he has led our House budget negotiating team.

"It is indeed an honor and privilege to second Representative Holmes' nomination and to ask you to support his election. Thank you."

There being no further nominations, the Speaker declares the nominations closed and requests the roll of the House be called.

The following members vote for Representative Hackney: Speaker Black; Representatives Adams, Alexander, Allen, Baddour, Barefoot, Blue, Bonner, Boyd-McIntyre, Braswell, Bridgeman, Church, Cole, Cox, Crawford, Culpepper, Cunningham, Dedmon, Earle, Easterling, Edwards, Fox, Gibson, Goodwin, Hackney, Haire, Hardaway, Hensley, Hill, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Kinney, Luebke, McAllister, McCrary, McLawhorn, Melton, Michaux, Miller, Moore, Mosley, Nesbitt, Nye, Oldham, Owens, Ramsey, Redwine, Rogers, Saunders, Smith, Sutton, Thomas, Tolson, Tucker, Wainwright, Warner, Warren, Warwick, Wood, Wright, and Yongue - 65.

The following members vote for Representative Holmes: Representatives Allred, Arnold, Baker, Barbee, Berry, Bowie, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Creech, Culp, Daughtry, Davis, Decker, Dockham, Eddins, Ellis, Esposito, Fitch, Gardner, Gillespie, Grady, Gray, Gulley, Hiatt, Holmes, Howard, Justus, Kiser, McComas, McCombs, McMahan, Miner, Mitchell, Morgan, Morris, Neely, Preston, Rayfield, Russell, Setzer, Sexton, Sherrill, Starnes, Tallent, Teague, Thompson, Walend, C. Wilson, and G. Wilson - 54.

Representative Hackney, having received a majority vote, is declared Speaker Pro Tempore.

The Speaker Pro Tempore, escorted to the Well of the House by Representatives Insko, Oldham, Michaux, Goodwin, Warner, Luebke, Blue, and Mosley, takes and subscribes to the following oath of office administered by Judge Wade Barber, Jr., North Carolina Superior Court.

OATH FOR SPEAKER PRO TEMPORE OF THE 1999 HOUSE OF REPRESENTATIVES

"I, JOE HACKNEY, do solemnly swear that I will support and maintain the Constitution and laws of the United States; so help me God; and

"I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and

"I do swear that I will faithfully discharge the duties of the Office of Speaker Pro Tempore of the 1999 House of Representatives according to the best of my skill and ability, according to law; so help me God."

Speaker Pro Tempore Hackney makes the following remarks.

"As we begin our 1999 Session with high hopes all around, let me take the opportunity to say a heartfelt 'Thank You!' to all of you who voted to place me in this position. Memories of your support and your vote of confidence will be with me always.

"I want to say a special word of thanks to my family – to Betsy, Dan, and Will. Those of us who have served here before have a full understanding of the sacrifices made by our spouses and children because of our service here, and I want to express my appreciation for that.

"I express appreciation as well to Representative Insko, Representative Hunter, and Representative Boyd-McIntyre, for their kind words today; to the people of Chatham and Orange Counties, for allowing me the great privilege of representing them here; to my law partners, who allow me the time away; to my campaign manager and workers, for their hard work to return me here; to Emily Reynolds, for her fine work in serving the people of our district in my legislative office; and to previous Speakers who gave me the opportunity to serve in a position of leadership, Liston Ramsey and Dan Blue.

"And we who serve here always build upon and should always pause to remember the work of those who preceded us. From my own district, I remember the contributions of Anne Barnes, Patricia Hunt, Edward Holmes, Ike Andrews, Donald Stanford, Carl Smith, and Frank Umstead. From much earlier times, great contributions were made by predecessors with names like Lloyd, Graham, Ruffin, and Mebane. Just as we try to do today, they made this State a better place to live.

"The job description of the Speaker Pro Tempore is quite simple: it is to assist the Speaker and the Members of the House in the fair and expeditious administration of the business of the House. I pledge my full efforts and full support to Speaker Black and the House Members to this end.

"I have a full measure of respect for this place, its history, its traditions and rituals, its accomplishments, and its shortcomings. We have a tradition of free-wheeling debate; we make changes to the appropriations bill on the floor; our Finance Committee and our Judiciary Committees move slowly and hear all views; we sometimes debate local bills for hours; and we do not always vote along party lines. We do the people's business in an open way, and we guard our prerogatives when the Governor or the Senate tries to encroach.

"With the leadership of Speaker Black, and with a full appreciation of these traditions, and with so much to be done to improve public education, environmental protection, and the health and welfare of our citizenry, I'm ready to get started."

ELECTION OF OFFICERS CONTINUED**PRINCIPAL CLERK**

The Speaker announces that nominations are in order for Principal Clerk of the House of Representatives.

Representative Hensley places the name of Denise G. Weeks of Wake County in nomination for Principal Clerk.

“Thank you, Mr. Speaker.

“Ladies and Gentlemen, you know that I am an attorney in Wake County here. I learned about two hours after going into the court house for the first time who really runs the court house, and that’s the clerks. You should well know who really runs the Legislature here and keeps it running as smoothly as it has been, and that’s the clerk’s office.

“What I would like to do is rise in nomination of a woman who has kept this House running for years with her able staff and with her able self. She has been acknowledged as the Principal Chief Clerk of the United States by being elected President of the national association of legislative clerks. You know her, there is no need to talk any longer – her name is Denise Weeks. I place her name, Mr. Speaker, in nomination for House Principal Clerk and I would solicit your support. Thank you.”

Representative Neely seconds the nomination.

“I am pleased to rise today in support of the nomination made by my colleague from Wake County, of a daughter of Wake County, Denise Weeks. You’ve heard a lot of allusions today, most recently and most eloquently by Representative Hackney, about the House as an institution. When I first came down here, I heard speeches by Representative Hunt and by Representative Morgan, both able Chairs of the House Rules Committee, about the House’s institutional integrity, and I’ve heard those allusions today by Speaker Brubaker, Representative Miller, and others.

“You know about the importance of and the reverence that we all hold for this House as an institution. Among those full and fair debate on bills, stability even in the heat of debate, the importance of the committee system, and the deliberation of bills through that committee system. But chief among those, and in this singular Body, and in our staff, is the importance of the integrity of our professional non-partisan staff.

"Denise Weeks, to me, personifies the professionalism and the integrity and the non-partisanship of that staff. She is always professional in the way in which she deals with matters which come before her. Incredibly knowledgeable about the rules and the traditions of this House. Discreet, able to hold a confidence. And loyal not to parties or individuals, but to this House as an institution. We are reminded by that of the fact that she is elected by us and not appointed by the Speaker. She is accountable to all of us. She is a great Clerk, a wonderful representative, leader for all of us, and I am pleased to second her nomination."

On motion of Representative Baddour, the nominations are closed and Ms. Weeks is elected by acclamation.

Denise G. Weeks takes and subscribes to the following oath of office administered by the Speaker of the House as authorized under G.S. 120-5.

OATH FOR PRINCIPAL CLERK OF THE 1999 HOUSE OF REPRESENTATIVES

"I, DENISE G. WEEKS, do solemnly swear that I will support and maintain the Constitution and laws of the United States; so help me God; and

"I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and

"I do swear that I will faithfully discharge the duties of the office of Principal Clerk of the 1999 House of Representatives according to the best of my skill and ability, according to law; so help me God."

APPOINTMENT OF SERGEANT-AT-ARMS

Pursuant to Rule 45(c), the Speaker appoints Robert R. Samuels as Sergeant-at-Arms for the 1999 House of Representatives.

Mr. Samuels takes and subscribes to the following oath of office as administered by the Speaker of the House.

OATH FOR SERGEANT-AT-ARMS OF THE 1999 HOUSE OF REPRESENTATIVES

"I, ROBERT R. SAMUELS, do solemnly swear that I will support and maintain the Constitution and laws of the United States, so help me God; and

"I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and

"I do swear that I will faithfully discharge the duties of the office of Sergeant-at-Arms of the 1999 House of Representatives according to the best of my skill and ability, according to law; so help me God."

APPOINTMENT OF CHAPLAIN

The Speaker appoints the Reverend James H. Harry, Franklinton United Methodist Church, Franklinton, North Carolina, as Chaplain for the 1999 House of Representatives, pursuant to Rule 47(a).

COURTESIES

On motion of Representative Baddour and without objection, the courtesies of the floor are extended to the following members of Speaker Black's family:

Mrs. Betty Black, wife

Dr. Deborah Black, daughter

Dr. Matt Carpenter, son-in-law

Mr. John Black, son

Ms. Lori Jelly, John's fiancée

Nicole and Brennan Carpenter, grandchildren

Ms. Pat Moore, sister.

The Speaker also extends courtesies of the floor to the members of the family of the Speaker Pro Tempore, Representative Hackney:

Mrs. Betty Hackney, wife

Will and Daniel Hackney, sons

Ms. Frances Minton, sister

Mr. Jack Hackney, brother.

The Speaker also extends courtesies of the floor to the families and guests of the officers and Members of the House.

CAUCUS LEADERS ANNOUNCED

Representative Baddour is recognized and he reports that the Democratic Caucus has been held and that Representatives Dedmon and Earle have been elected as Majority Whips and Representative Baddour has been elected the Majority Leader.

Representative Daughtry is recognized and reports that the Republican Caucus has been held and that Representative Howard has been elected Minority Whip, Representative Russell has been elected Joint Caucus Leader and Representative Daughtry has been elected Minority Leader.

The Speaker declares that the House of Representatives of 1999 is organized and orders that a Special Message be sent to the Senate so advising that Honorable Body that the House is now ready to proceed with public business.

SPECIAL MESSAGE FROM THE SENATE

Senate Chamber

January 27, 1999

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives informing that Honorable Body that the Senate is organized and is now ready to proceed with the public business. For your further information, the following officers have been elected for the 1999 Session:

Senator Marc Basnight

President Pro Tempore

Senator Frank W. Ballance, Jr.

Deputy President Pro Tempore

Janet B. Pruitt

Principal Clerk

LeRoy Clark, Jr.

Reading Clerk

Cecil Goins

Sergeant-at-Arms

Further be advised that the Senate has been notified of the election of the following party officers:

Senator R. C. Soles, Jr.

Majority Caucus Chairman

Senator Roy A. Cooper, III

Majority Leader

Senator Luther Henry Jordan, Jr.

Majority Whip

Senator Jeanne Hopkins Lucas

Majority Caucus Secretary

Senator Patrick J. Ballantine

Minority Leader

Senator James Forrester

Minority Whip

On motion of Representative Baddour, seconded by Representative Miller, the House adjourns at 2:37 p.m. to reconvene January 28 at 11:00 a.m.

SECOND DAY

HOUSE OF REPRESENTATIVES

Thursday, January 28, 1999

The House meets at 11:00 a.m. pursuant to adjournment and is called to order by the Speaker.

The following remarks and prayer are offered by the Reverend Jim Harry, House Chaplain.

"Mr. Speaker, Members of the 1999 House of Representatives, Madam Principal Clerk, staff, and visitors:

"I greet you this morning in the name of God under whose authority I am called, sent, and privileged to serve.

"As was my custom in the previous Session, on occasion I took a few moments to share with this Honorable Body the thoughts and concerns of

my heart. I trust that under this new leadership, I shall be permitted to take these occasional moments, as well.

"Let me begin by thanking Speaker Black for my appointment to this high honor which demonstrates his confidence in my ability to serve as Chaplain of the House by offering prayers, words of encouragement, and hopefully, wise spiritual counsel when sought by the Members.

"I think, my friends, that there is indeed an affinity, a certain closeness, that exists between our respective vocations...our respective call to service, if you will. What began as an inward call to lead, was then tested by others, and finally approved by the election of a larger body of people. This process is the same in ministry as it is in your election to this House of Representatives.

"It is the word 'representative' that I want you to focus upon for just a moment. My seminary ethics professor, Dr. Harmon Smith, was fond of admonishing his students concerning this unique call to representative ministry. He'd often say, 'Don't ever think of yourselves more highly than you ought. And, don't ever, even for one second, think that you are here because you deserve to be here. You are only here because of others, who for whatever reason, saw within you the skills, the abilities, the gifts, and the graces necessary to carry out your duties'.

"I think these are profound words for each one of us. For many of you, yesterday was the continuation of a long and esteemed career of public servanthood. For many others, it was the beginning of your 'representative' ministry. My admonition to you, offered with love and with grace, is to not think of yourselves more highly than you ought. Do not think that you deserve to be here as a Member of this Body or in this hallowed Chamber. Rather, think of your presence here as a unique and precious privilege and a participation in a long-standing tradition of democracy, freedom, and the care of souls of the people who have sent you here to serve them. You, too, were called, approved, and sent to serve and not to be served.

"This is not an easy task in this place, my friends, where egos and the unquenchable thirst for power, position, and prestige run rampant. You will be reminded from time to time that you are a servant of the people. And, you have been called out from among them to keep their best interests at heart, and to make those difficult and thoughtful decisions that may not always prove popular with either your constituents or your party leadership. But, it is your duty to vote your conscience, a conscience that hopefully is informed by your sincere desire to lead through the uniqueness of servant and representative leadership.

"As your Chaplain, I pledge to you my concern for your spiritual nurture. I want to be informed when you or your loved ones are in need of prayer. I offer to you my ears and shoulders upon which you are permitted to lean in the strictest of confidence. Please know of my respect and concern for you, for this institution, and most certainly, for all of God's people."

"Please stand for the prayer.

"Almighty God, in Whose appointment our life stands and Whose sovereignty reigns throughout the universe, we thank You for this new day in the life of our State and in the lives of these servant leaders. Grant unto each one of them the vision to dream dreams that will improve the lives of all Your people. Give them ears to hear the needs of Your people. Give them hearts that are sincerely dedicated to genuine compassion. And, most importantly, grant unto them the wisdom to think clearly, to understand fully, and to create and pass legislation that will strengthen the lives of Your precious children. God bless this 1999 Session of the House of Representatives. And, God bless the people of the Great State of North Carolina. Amen."

Representative Baddour reports the Journal of January 27 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (106-0).

Leaves of absence are granted Representatives Brubaker, Decker, McMahan, and Sutton for today.

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR
TO THE HOUSE**

**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
RALEIGH 27603-8001**

November 20, 1998

Ms. Denise Weeks
Principal Clerk of the House
North Carolina General Assembly
Legislative Building
16 West Jones Street
Raleigh, NC 27603-5925

Dear Ms. Weeks:

Pursuant to General Statute 62-10, I hereby appoint Mr. Robert Koger to serve as a member of the North Carolina Utilities Commission and submit his name for confirmation by the North Carolina General Assembly. Mr. Koger will complete the unexpired term of Commissioner Allyson K. Duncan. His term shall begin immediately upon taking the oath of office and he shall continue to serve on an interim basis pending legislative confirmation. His term shall expire June 30, 1999.

My warmest personal regards.

Sincerely,
S/ James B. Hunt Jr.
Governor

The Speaker refers the letter to the Committee on Rules, Calendar, and Operations of the House.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Speaker Black; Representatives Alexander, Allen, Allred, Baddour, Barefoot, Bonner, Bridgeman, Cansler, Church, Cole, Cox, Crawford, Cunningham, Dedmon, Earle, Easterling, Edwards, Fox, Gibson, Goodwin, Hackney, Haire, Hardaway, Hensley, Hill, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Luebke, McCrary, McLawhorn, Melton, Michaux, Miller, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Sherrill, Smith, Sutton, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, Wright, and Yongue:

H.B. 2, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT THE EXCELLENT SCHOOLS ACT, is referred to the Committee on Appropriations.

By Speaker Black; Representatives Alexander, Allen, Baddour, Barefoot, Bonner, Bridgeman, Cansler, Church, Cole, Cox, Crawford, Cunningham, Dedmon, Earle, Easterling, Edwards, Fox, Gibson, Goodwin, Hackney, Haire, Hardaway, Hensley, Hill, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Luebke, McCrary, McLawhorn, Melton, Michaux, Miller, Moore, Mosley, Nesbitt, Nye, Oldham, Owens, Ramsey, Redwine, Rogers, Russell, Saunders, Sherrill, Smith, Sutton, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, Wright, and Yongue:

H.B. 3, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE SMART START PROGRAM, is referred to the Committee on Appropriations.

By Speaker Black; Representatives Alexander, Allen, Baddour, Barefoot, Bonner, Bridgeman, Church, Cole, Cox, Crawford, Cunningham, Dedmon, Earle, Easterling, Edwards, Fox, Gibson, Goodwin, Hackney, Haire, Hardaway, Hensley, Hill, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Luebke, McCrary, McLawhorn, Melton, Michaux, Miller, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Smith, Sutton, Thomas, Tolson, Tucker, Wainwright, Warner, Warren, Warwick, Wright, and Yongue:

H.B. 4, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT THE JUVENILE JUSTICE INITIATIVES ENACTED BY THE 1998 REGULAR SESSION OF THE 1997 GENERAL ASSEMBLY, is referred to the Committee on Appropriations.

By Representatives Baddour, Goodwin, Hunter, and Warwick:

H.J.R. 5, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES B. HUNT, JR., THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Brown, Buchanan, Cansler, Church, Morris, Ramsey, Rayfield, Walend, and G. Wilson:

H.B. 6, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SCHOOL UTILITY COSTS, is referred to the Committee on Appropriations.

By Representatives Brown and Holmes:

H.B. 7, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RESTORATION OF THE WILKES COUNTY COURTHOUSE, is referred to the Committee on Appropriations.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

S.J.R. 11, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES B. HUNT, JR., THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED ON WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, is read the first time.

On motion of Representative Baddour, Rule 32(a) is suspended and the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading by electronic vote (108-0) and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

INTRODUCTION OF PAGES

Pages for the week of January 27 are introduced to the membership. They are: Jumoke Blaize of Wake; Matthew Chandler Dahl of Wake; Julie Elizabeth Davis of Granville; Rose Marie Epps of Wake; Maggie Evans of Wake; Emily Paige Freeman of Wake; Matthew Gertsch of Wake; Charles Preston Hensley of Wake; Christopher Morgan Hensley of Wake; Christin Huisman of Wake; Jonathan Douglas Kappler of Wake; Marvin N. Lee, Jr. of Wake; Jessica Marie McDonald of Wake; Kamika McLean of Wake; Louis Alfred Newsome of Wake; Elesha Speight of Wake; Helen Ann Starritt of Wake; Heather Ashley Swaringen of Davie; and Charles E. Tucker of Wake.

ENROLLED BILL

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 11, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES B. HUNT, JR., THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES. (RESOLUTION 1)

On motion of Representative Baddour, seconded by Representative Alexander, the House adjourns at 11:20 a.m. to reconvene Monday, February 1, 1999, at 6:30 p.m.

THIRD DAY**HOUSE OF REPRESENTATIVES**

Monday, February 1, 1999

The House meets at 6:30 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

"Most Merciful God, who takest away the sins of the world, have mercy upon us. Through Your unquenchable Spirit, pour forth thy grace upon this Body of legislators whom You have given the authority to govern. As we begin our first full week of work together, heal any broken relationships. Shore up any unfinished business. Reconcile any personal differences that may seek to divide us and keep us from accomplishing Your good work. Finally, O God who loves us as if there were but one of us to love, set our feet on solid ground and put our hearts to seeking righteousness, peace, mercy, and justice for each one of us and for all of Your people. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Baddour reports the Journal of January 28 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (102-1).

Leaves of absence are granted Representatives Allred, Brubaker, Cansler, Carpenter, Howard, McComas, Morgan, and Starnes for today.

The Speaker announces that Representative Larry Womble of the 66th House District has been administered the following oath of office by Judge Robert C. Hunter, North Carolina Court of Appeals.

**OATH FOR MEMBER OF THE
1999 HOUSE OF REPRESENTATIVES**

"I, LARRY WOMBLE, do solemnly swear (or affirm) that I will support and maintain the Constitution and laws of the United States; so help me God; and

"I do solemnly and sincerely swear (or affirm) that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain, and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and

"I do swear (or affirm) that I will faithfully discharge the duties of the office of a Member of the 1999 House of Representatives according to the best of my skill and ability, according to law; so help me God."

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR
TO THE HOUSE**

STATE OF NORTH CAROLINA

OFFICE OF THE GOVERNOR

RALEIGH 27603-8001

January 29, 1999

The Honorable Jim Black
Speaker of the House
Legislative Building
Raleigh, North Carolina 27603

Dear Mr. Speaker:

Pursuant to General Statute 53-92, I hereby appoint Hal D. Lingerfelt as Commissioner of Banks and submit his name for confirmation by the North Carolina General Assembly by joint resolution. Mr. Lingerfelt's term will begin on April 1, 1999 and will expire on March 31, 2003.

Enclosed is a copy of Mr. Lingerfelt's resume. Please feel free to contact him directly should you require additional information.

My warmest personal regards.

Sincerely,
S/ James B. Hunt, Jr.
Governor

The Speaker refers the letter to the Committee on Rules, Calendar, and Operations of the House.

ESCORT COMMITTEE ANNOUNCED

The Speaker appoints the following members as an Escort Committee for the Governor, pursuant to **S.J.R. 11**, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES B. HUNT, JR., THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES: Representative Hackney, Chair; Representatives Baddour, Wright, Earle, and Dedmon.

The Senate is so notified by Special Message.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Howard:

H.B. 8, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DEVELOPMENT OF THE COOLEEMEE TEXTILE HERITAGE HISTORIC SITE IN THE TOWN OF COOLEEMEE IN DAVIE COUNTY, is referred to the Committee on Appropriations.

By Representatives Yongue, Bonner, and Goodwin:

H.R. 9, A HOUSE RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF THE FOUNDING OF SCOTLAND COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Nesbitt, Goodwin, and Smith:

H.B. 10, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BLUE RIDGE AREA MENTAL HEALTH CENTER TO INCREASE CONTRACTED BED UTILIZATION AT FIRST STEP FARM OF WESTERN NORTH CAROLINA, INC., is referred to the Committee on Appropriations.

By Representative Nesbitt:

H.B. 11, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PURPOSE OF UNDERWRITING THE KITUWAH FESTIVAL, is referred to the Committee on Appropriations.

By Representative Nesbitt:

H.B. 12, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS TO THE HIGHSMITH CENTER AT THE UNIVERSITY OF NORTH CAROLINA AT ASHEVILLE, is referred to the Committee on Appropriations.

By Representative Nesbitt:

H.B. 13, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE SMALL BUSINESS CENTER AT ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Allred, Earle, and Sexton:

H.B. 14, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CHANGES TO REGULATIONS REGARDING CEMETERIES TO PROVIDE FOR CONSUMER PROTECTION, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S STUDY COMMITTEE ON CEMETERY ISSUES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Sherrill, Gillespie, and Walend:

H.B. 15, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS TO THE HIGHSMITH CENTER AT THE UNIVERSITY OF NORTH CAROLINA AT ASHEVILLE, is referred to the Committee on Appropriations.

By Representatives Sherrill, Gillespie, Nesbitt, and Walend:

H.B. 16, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES FOR THE CONTINUED CAPITAL DEVELOPMENT OF THE WESTERN NORTH CAROLINA AGRICULTURAL CENTER, is referred to the Committee on Appropriations.

Representative Baddour moves, seconded by Representative Nesbitt, that the House adjourn, upon dissolution of the Joint Session to reconvene February 2 at 2:00 p.m.

The motion carries.

SPECIAL MESSAGE FROM THE SENATE

1999 GENERAL ASSEMBLY

Senate Chamber

February 1, 1999

Mr. Speaker:

Pursuant to **S.J.R. 11**, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES B. HUNT, JR., THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, the President Pro Tempore appoints the following Senators as a committee on the part of the Senate to escort the Governor to the Joint Session in the Hall of the House of Representatives at 7:00 p.m., Monday, February 1, 1999:

Senator Soles, Chairman

Senator Ballance

Senator Cooper

Senator Plyler

Senator Perdue

Senator Forrester

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

The Speaker orders a message sent to the Senate informing that Honorable Body that the House of Representatives stands ready to receive them in Joint Session at the hour appointed.

SPECIAL MESSAGE FROM THE SENATE

1999 GENERAL ASSEMBLY

Senate Chamber
February 1, 1999

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that pursuant to **S.J.R. 11**, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES B. HUNT, JR., THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

JOINT SESSION

Pursuant to resolution heretofore adopted and exchange of messages, the Sergeant-at-Arms announces the arrival of the Senate at the door of the House. The Speaker directs the admittance and seating of that Honorable Body. The President of the Senate, the Honorable Dennis A. Wicker, is seated to the right of the Speaker.

The Sergeant-at-Arms is recognized and he announces the approach of the Chief Justice, the Associate Justices of the Supreme Court, the Chief Judge, and the Judges of the Court of Appeals who are seated in a body for the Joint Session.

The Sergeant-at-Arms is recognized and he announces the approach of the members of the Council of State and the members of the Governor's Cabinet who are seated in a body for the Joint Session.

The Speaker extends the courtesies of the gallery to Mrs. Carolyn Hunt, First Lady of North Carolina, and Mrs. Alisa Wicker, wife of the Lieutenant Governor, and all other invited guests; and courtesies of the floor to the members of the Governor's Cabinet, the Council of State, and the Judiciary.

The Speaker of the House relinquishes the gavel to the President of the Senate. The Joint Session is called to order by the President.

The Sergeant-at-Arms of the House announces the approach of the Governor. His Excellency enters, escorted by Senators Soles, Conder,

Ballance, and Ballantine; and Representatives Hackney, Baddour, Wright, Earle and Dedmon.

The President recognizes Senator Soles, who presents his Excellency, James B. Hunt, Jr., Governor of North Carolina, to the Joint Assembly.

STATE OF THE STATE ADDRESS

“First in America: A Goal for North Carolina’s Schools”

“Mr. President, Mr. Speaker, Mr. President Pro Tem, Members of the General Assembly, Distinguished Guests and my fellow North Carolinians.

“With great pride and gratitude, I report to you tonight that the state of our State has never been better.

“Our economy has never been stronger. In the past six years, North Carolina has created more than six hundred thousand new jobs. Industrial investment has totaled thirty-five billion dollars, and last year reached an all-time high of nearly eight billion dollars. Unemployment is the lowest it’s been in thirty years. We’ve brought in new industries and new jobs -- some of them paying sixty thousand dollars a year -- to the most hard-pressed areas of North Carolina. Because of what this legislature has done, we are building one of the strongest economies in North Carolina, anywhere in America.

“The violent crime rate is down. It’s down fifteen percent. We’ve cut North Carolina’s welfare rolls in half. Our teenage pregnancy rate is the lowest in twenty years. Smart Start has provided childcare and preventive health care for more than one hundred thousand children. And we’re putting more money and more effort into cleaning up our rivers and coastal waters than ever before. Because of what this legislature has done, North Carolina is becoming an even better place to live and to raise a family.

“This has truly been a decade of remarkable progress. But the most remarkable progress -- and the progress that should make us proudest -- has come in our schools. President Clinton may have surprised you in the State of the Union address when he said that North Carolina students had made the biggest gains in test scores in the nation. That may surprise you, but it’s true. North Carolina’s not just leading the South, North Carolina’s leading the nation in education reform.

“Now, that’s not just Jim Hunt bragging on us. That’s what the National Education Goals Panel says. The Goals Panel is a bipartisan group

of state and federal leaders started in 1990 by President Bush and the nation's Governors. They reported in December that North Carolina's schools have made more progress in more areas than any other state. Let me give you some facts that you may not know:

- "First, on math and reading tests given nationwide to fourth and eighth-graders, our students are making the highest gains of any state, and for the first time they're scoring above the national average.
- "Second, a national study ranked North Carolina one of the two top states in improving teaching. Oh, by the way, we have more National Board Certified Teachers than any other state in America.
- "Third, the National Goals Panel say we were one of the top two states in business and community support for public education.
- "Fourth, our SAT scores have gone up more than any other state in the last ten years - they're up thirty-four points.
- "Fifth, we've increased the percentage of students graduating from high school, we've doubled the number who scored high on advanced placement tests and increased the number of college students, especially minorities and women, earning degrees in math and science.
- "Sixth, the school violence rate is down nineteen percent, and the number of guns found in schools has been cut by two-thirds.
- "Seventh, with Smart Start, we're doing more than any other state to make sure that our children start school healthy and ready to learn. The number of babies born with health problems is down, and the number of children with immunizations is up. Just since October, this State has provided health insurance and healthcare to thirty-eight thousand children who didn't have it before.
- "Eighth, we're raising the salaries and standards of teachers, and we are the first state to require computer proficiency for high school graduation.
- "Ninth, we're holding ourselves accountable for results. *Education Week* magazine says that no state is doing more than North Carolina to put in place a real and meaningful set of accountability measures.
- "Tenth, *Education Week* ranks us as one of the twelve top states in public education overall.

"Folks, that is all of what we're doing in North Carolina schools, and we ought to be proud of it.

"But you know none of that tells the full story about what North Carolina has done. You have to look at what's happening in our communities - like Rutherford County, Senator Dalton. Before Smart Start, the county had a long waiting list for day care, no care for children with special needs. Not one AA-quality childcare center.

"Today, after four years of Smart Start, there are twelve AA care centers. Seventy-one families that couldn't afford childcare are getting it today. Over one hundred childcare spaces have been created for parents who work second and third shifts and weekends. Seventy Head Start spots have been created. And the county is working with a nonprofit to establish a new day care center for seventy-five children, half of them children with special needs.

"I want to urge every single legislator here tonight to go see what Smart Start is doing in your district, and I urge you to go visit your schools and see for yourself the progress they're making.

"Lenoir County schools raised the rate of students performing at grade level from sixty-two percent to ninety-three percent. Johnston County has raised the percentage of students in the third through eighth grades who are scoring at grade level from sixty-five percent to ninety percent, and a high proportion of those are African-American students.

"There's a school in Kannapolis - Representative Richard Moore, you and I visited Wilson Elementary School, where more than half the kids come from low-income families. But they have gone from being the lowest math and reading scores in that school system to being the highest. That's the kind of progress that's happening all across North Carolina, and we ought to be very proud of it.

"So, the President was right when he said North Carolina is leading the nation, and the credit goes to teachers and students, parents, and principals. And, the credit goes to the Members of this General Assembly, on both sides of the aisle, who made a commitment to excellent schools. Because of you, it's working in North Carolina.

"Now, it's working because we're doing what we set out to do. When the '90s began, North Carolina had begun falling behind. There had been too much start-and-stop reform. Like a lot of states, we'd jumped on a new reform bandwagon every couple of years -- a 'flavor of the month' approach. It wasn't working.

"We were determined to stop that slide. We decided we could do better. We decided to set clear goals and priorities. We vowed to stick with them. We pledged to sustain our efforts year after year.

"That is what we have done. Our work has paid off. The Members of this Legislature have kept their commitment to excellence in education, and our schools are getting better because you made that commitment.

"Now folks, we've come a long way. But think how far we have to go. And think: If we can make this kind of improvement in this decade, what can we do in the decade ahead?

"So as we celebrate our progress, let's resolve to finish what we started. Let's finish building this foundation. Let's not be satisfied with what we've done in this decade. Let's aim even higher in the next decade.

"Let's aim higher than we've ever dreamed of.

"I believe that if we can lead the nation in education progress, we can lead the nation in education -- period.

"So tonight, I'm announcing a new initiative to set new goals for our schools. I challenge North Carolinians to raise our sights and raise our schools to an even higher level. Let's commit ourselves to this ambitious goal:

"By the year 2010, North Carolina will build the best system of public schools of any state in America. By the end of the first decade of the Twenty-first Century, we will be first in education in this Nation.

"You heard me right. The best system of public education in America. The best schools. First in education.

"Now, what does that mean? It means being first in preparing our young people for the Twenty-first Century economy. It means being first in educating and equipping them to compete with anybody anywhere. It means being first in outworking and outthinking our competitors all across the nation and all around the world.

"How do we get there by 2010? The same way we got here. First, set clear goals. Then set benchmarks so we can measure our progress and compare ourselves to other states. Then get to work.

"To get us started, I will this week issue an Executive Order directing the North Carolina Education Cabinet to develop a set of First in America

School Goals. These goals will set out exactly what we believe it will take to be First in America by 2010. They should include these measures of true excellence in education:

"First, getting young children ready to start school.

"Second, putting in rigorous academic standards.

"Third, ensuring that all teachers are trained in the subjects they teach.

"Fourth, requiring all teachers to undergo stringent evaluations throughout their careers.

"Fifth, turning around schools where students aren't learning.

"Sixth, enforcing tough discipline policies.

"Seventh, requiring meaningful high school graduation exams.

"Eighth, getting parents, businesses, and communities involved in the schools.

"Ninth, finding a volunteer mentor for every child who needs one; and

"Tenth, developing a report card -- for every school and for our State. Parents and taxpayers need information about individual schools -- things like test scores, school safety, graduation rates, and teacher qualifications. And, just as we use a report card to measure the progress of our children, we need a report card that measures the progress of our State. We need a single sheet of paper that will tell us how we're doing and whether we're on track to be First in America by 2010.

"The Education Cabinet is the right group to do it. It was created by the Legislature. It is chaired by the Governor. It includes the Superintendent of Public Instruction, the Chairman of the State Board of Education, the President of the University of North Carolina System, and the President of the Community College System. Our private colleges and universities are also represented.

"The Education Cabinet is made up of our best and brightest education leaders, and I want and we need, their leadership on this. Some of them are here tonight. They're up sitting in the gallery with the First Lady. And speaking of leadership, my wife, Carolyn, has been a teacher in our schools, she's been a school board member, and every week she mentors two students in Wake County's schools. I'd like to salute her leadership tonight.

"With her are:

"Molly Broad, President of our University System. She is the Nation's leader in building strong partnerships between universities and public schools and charting the way into a high-tech future.

"Martin Lancaster, President of our State Community Colleges. He's working hard to make sure we get and keep the very best faculty for our community colleges, faculty who can train our workers and help us bring in good jobs.

"Mike Ward, Superintendent of Public Instruction. He's in the schools every day with an absolute determination to see that every child in North Carolina gets a good education.

"And Phil Kirk, Chairman of our State Board of Education, one of our strongest leaders and strongest voices for public schools. Phil knows how much the business community needs good schools, and how much the schools need the support of our business leaders.

"Also with them are:

"Ben Ruffin, Chairman of the UNC Board of Governors;

"Hope Williams, President of our independent colleges & universities;

"Ashley Thrift, Chairman of North Carolina's Smart Start;

"Rebecca Hoyle of Jacksonville, our State Teacher of the Year;

"Pandora Bell of Greensboro, Principal of the Year;

"Jerry Weast of Greensboro, Superintendent of the Year;

"and other leaders of our State's teachers, principals, superintendents, school boards and parents. Folks, we are blessed in having their leadership and I hope you will join me in thanking them for all they do for North Carolina.

"The Education Cabinet -- along with our fine State Board of Education and our State's parents, educators, business leaders, and others -- can make sure that we can address the entire education system. It can make sure that all parts of our system are working together.

"I will ask the Education Cabinet to develop these First in America School Goals by the start of the next school year -- September 1, 1999. Then let's get to work meeting them. And folks, let's set North Carolina on a new course for the future.

"Never before, never in any of our memory, in our history have we set such an ambitious goal. And never before have we needed a statewide effort of this scope. Our future is at stake.

"Now, let me tell you how I look at the future. I look at it in terms of my new grandson Jonas, who was born January fifth, and I think of it in terms of my other grandchildren -- including Hannah and Joseph, who are here tonight. Now, I want the same things for them that you want for your children and your grandchildren. Think about your children and grandchildren right now. What do you want for them?

"We want them to go to a good, well-built, well-equipped, safe school. We want them to have good teachers every year in every class -- caring, committed, excited, inspiring teachers. We want them to earn high school diplomas that mean they can think for a living. We want them to go to college and acquire the knowledge and skills they'll need to get a good job, have a good career, and be good citizens.

"Isn't that what every one of us wants for our children and grandchildren? Folks, it's what we ought to want for every single child in North Carolina.

"Now, let me say something here that a few of you may want to applaud. This is my final State of the State speech, and these are my final two years as Governor. I promise!

"But I do not see these two years as the end of anything. I see them as a beginning. And I'm going to devote every ounce of my energy to this cause.

"If you'll make this commitment to excellence in education, I will do everything I can to see that the next Governor and the next General Assembly -- and the next, and the next -- keep it.

"I may not be running for anything, but I haven't run out of ambition for North Carolina.

"I'm not interested in building a legacy. I am interested in building our future.

"Now, some people are going to say that we can't do this. I say: bull. And my wife won't let me say anything more.

"The same people said North Carolina couldn't afford to raise teachers' salaries to the national average. But if this Legislature passes the final two steps of the Excellent Schools Act, North Carolina will reach the national average in teacher salaries next year. This Legislature made that commitment, and it's clear that this Legislature is going to keep it.

"We launched a war against crime in 1994. The skeptics said there was nothing we could do about crime. We just had to accept it. We didn't accept it. We put more violent criminals in prison, we more than doubled the time felons stay behind bars and today, more than twenty thousand inmates are working. Crime is down in North Carolina and our people are safer. This Legislature made that commitment, and this Legislature kept it.

"We said replace welfare with Work First. The skeptics said it couldn't be done. Today Work First is working. More than one hundred eighty thousand North Carolinians are living on a paycheck instead of a welfare check. This Legislature made that commitment, and this Legislature kept it.

"And boy, did the cynics scoff when we said give every child in North Carolina a Smart Start and do it without a big bureaucracy. Today, instead of hundreds of bureaucrats in Raleigh, we've got thousands of caring, dedicated citizens across this State working to give babies and young children better health care, better child care and better early education. Folks, this Legislature made that commitment, and this Legislature kept it.

"And they said we couldn't do it all and cut taxes, too. Wrong again.

"North Carolina cut taxes by 1.5 billion dollars. No state near our size cut taxes more. The people of North Carolina are keeping more of their money, and they're getting more for their money. This Legislature made that commitment, and this Legislature kept it.

"So when they tell you our schools can't be first in America, just remember: They've been wrong about North Carolina before and they're wrong again.

"But, I wouldn't be too hard on them. After all, they're probably the same folks who said that skinny kid from Laney High School in Wilmington would never make it in the ACC. They never imagined that Michael Jordan would become the greatest athlete in America. But if one young man from North Carolina can do all that, I don't believe there's any limit to what all of us in North Carolina can do together.

"We can reach the goal of being First in America by 2010. But first, we have to finish what we started six years ago. We have to finish building the foundation for the future. That means doing four things this year:

"First, Smart Start. It's established now in one hundred counties, but we're only halfway where we need to be. The last forty-five counties didn't get it 'til last October. They've barely scratched the surface of what needs to be done for their children. Folks, Smart Start is one of the most innovative and successful new ideas in this country, and this year let's make good on our commitment to give a Smart Start to every child in North Carolina.

"Second, let's finish the job of raising teacher standards and teacher salaries. This year, folks, we'll raise the bar for what it takes to become a teacher and to stay a teacher in North Carolina. At the same time, we're raising the salary schedule and we're giving extra pay for extra duties and accomplishments. In the next two years, we'll get the average teacher salary up to forty-two thousand dollars. That ought to put us right at the national average, and that is enormous progress. But, folks, if we want to be First in America by 2010, we're going to have to do even more in the years ahead. The real secret to good schools is simple: it's good teachers. Let's give our teachers in North Carolina the status, the respect, and the pay they deserve.

"Third, let's make our schools havens for discipline and order, not disrespect and disruption. Parents shouldn't have to take their children out of public schools to keep them safe. Instead, we ought to take troublemakers out of the classroom and put them in settings where they can learn the 3 R's -- plus respect and responsibility. Let's make our schools safe places to learn in North Carolina -- all of them.

"Fourth, and you've already acted on this, let's end social promotions in North Carolina's schools. Let's put in place real standards and accountability. Let's ensure that students are learning the basics, and let's guarantee that a high school diploma means what it ought to mean. Let's make North Carolina the first state in the nation to do all of these together.

"We must stop promoting students who haven't learned, and we must stop graduating students who aren't ready. If they haven't learned, it's not right to pass them along for somebody else. And, it's not right for students to graduate with a high school diploma and not be able to get a job.

--"Let me tell you what is right. It is right to identify the students who need help early, figure out what they need and focus on giving them the help they need -- whether it's after-school programs, Saturday classes or a

volunteer mentor. Every child in North Carolina has a right to a good education, and let's keep that commitment this year.

"So this is our foundation: Give every child a Smart Start. Develop and reward excellent teachers. Make schools safe places to learn. And make sure our students are learning.

"Now, some of you may say this is the same old stuff I've been saying for six years. You're right, and let me tell you, the same old stuff is the right stuff. It's time we stick to what works.

"So, next week I will submit a budget that puts our money where it ought to be. And we will have enough money to do the job.

"Court decisions have tied our hands to some extent. They've tied up a billion dollars over two years. But North Carolina's economic growth is strong. It will give us enough money to deal with that problem and pay for our top priorities: Smart Start and Excellent Schools. In addition, I will keep my promise to you to recommend one hundred fifty million dollars in budget cuts each year. In fact, this year's budget will have over two hundred million dollars in spending cuts.

"Even by conservative estimates, the growth of our economy over the next five years will give North Carolina a surplus at the end of that time of nearly nine hundred million dollars a year. The legislature did not cut taxes too much and we do not need to raise them.

"We have the money we need, but we don't have any money to waste. Every one of our education dollars must go to public education.

"I am unalterably opposed to taking money out of the public schools and giving it to private schools. If you want to see me use this veto pen, send me a voucher bill.

"We must put public schools first in North Carolina. That is the great tradition we inherit.

"Two hundred years ago, North Carolina was the first State in America to establish a public university -- the people's university.

"One hundred years ago, Governor Aycock and the legislature committed North Carolina to build a new school house every day -- the people's schools.

"Nearly a half-century ago, it was my joy to work with him -- Terry Sanford -- and this legislature committed North Carolina to give every child a quality education.

"Now it's our time. It's our obligation to build on North Carolina's tradition. It's our opportunity to build a new future for our State and our people. It's our turn to fulfill Governor Aycock's promise -- to give every child the opportunity 'to burgeon out all that is within them'.

"We must do it, and we must do it together.

"So I close tonight by asking you -- the Members of this General Assembly -- to accept this challenge. I ask you to make this commitment to the people's schools. I ask you to dedicate North Carolina to the goal of being first in education.

"I'm going to ask you personally, face to face, right here in this Chamber tonight. When I finish, I am not going to walk down the aisle, as I've done many times, and out the door. I will come to you, right over here. And I want to shake hands with every Member who will accept this challenge. I will ask for your help.

"Let's make this commitment -- together.

"Let's finish what we started just six years ago; let's finish building a new foundation for our future.

"Let's set a bold new course for North Carolina at the beginning of a new century.

"Let's set the goal of becoming first in education in America by 2010.

"Let's resolve to give every single child the chance to realize the full measure of their potential and their dreams.

"Let's secure, for every one of them, the promise that is North Carolina.

"Thank you, and God bless North Carolina."

Upon completion of his address, the Governor speaks to each Member before leaving the Hall of the House.

On motion of Senator Basnight, the Joint Session is dissolved and the Senate returns to its Chamber.

The House stands adjourned at 7:57 p.m.

FOURTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, February 2, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

"Gracious God, out of Thine own hand comes everything that is good and wonderful and perfect. We often try to find words with which to express our gratitude and thanksgiving, but we always come up empty. The magnitude of Your goodness and love for us is far greater than our ability to comprehend. As You grant us the permission to govern ourselves, watch over us, we pray. Keep us from doing harm. Ensnare evil before it ensnares us. We pray with the Psalmist who cried out unto You, 'O Lord, lift us up out of the desolate pit and pull us safely out of the miry bog. Set our feet on solid ground so that the steps we take are sure and certain and rooted firmly in Thee'. Amen."

Representative Baddour reports the Journal of February 1 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (113-2).

A leave of absence is granted Representative Starnes for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representatives Jeffus and Sherrill (Primary Sponsors); Adams, Alexander, Allred, Barefoot, Boyd-McIntyre, Cole, Cox, Goodwin, Insko,

Jarrell, Luebke, McCrary, McLawhorn, Mosley, Nesbitt, Preston, Redwine, Sexton, Smith, Teague, Tolson, Tucker, Wainwright, and Walend:

H.B. 17, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SEXUAL ASSAULT PROGRAMS AND SEXUAL ASSAULT PREVENTION, is referred to the Committee on Appropriations.

INTRODUCTION OF PAGES

Pages for the week of February 1 are introduced to the membership. They are: Linda Kathryn Arthurs of Davidson; Chamaine Renee Brooks of Robeson; Sherese Marie Brooks of Robeson; Landon Thomas Chandler of Caswell; Michael Duane Egerdahl of Wake; Timothy James Egerdahl of Wake; Jennifer Elizabeth Garner of Wake; Adam Christopher Grindstaff of McDowell; Jennifer Clare Hill of Davidson; Meredith Anne Hoffman of Wake; Jared Jon Howard of Wake; Bonnie Lynne Jordan of Wake; Rachel Grey McKenzie of Wake; Ashley Paige Oxford of McDowell; Leslie Allison Pless of Iredell; Helen Elizabeth Sherrer of Wake; Bryan L. Stanley of Johnston; Adam Edward Tipton of Yancey; P. Christopher Turner of Alamance; and Lauren Lee Wilson of Johnston.

On motion of Representative Baddour, seconded by Representative Alexander, the House adjourns at 2:16 p.m. to reconvene February 3 at 2:00 p.m.

FIFTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, February 3, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

“Wonderful and Loving God, whose love for us knows only the infinite boundaries of the heavens, we come to You this day with hearts that are hopeful. We are hopeful that we can work in a spirit of bi-partisanship, of civility, of mutual respect for one another. We are hopeful that the standards of this institution are sufficient for us to remember who we are in the scope of history. We are hopeful that when we pray, You are gracious and interested and genuinely care about what it is that we seek. Surprise us,

O God, with Your hand from above. Swoop down into these fragile human hearts and enliven them to see not just the hope of this day, but the hope of the future as it rests not in our hands, but safely and securely in Thine. Amen."

Representative Baddour reports the Journal of February 2 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (107-0).

Leaves of absence are granted Representatives Blue, Gray, and McMahan for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives McCombs, Culp, Mitchell, Owens, Preston, and Rogers:

H.B. 18, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CRIMINAL PENALTIES IN TAX CASES SHALL BE REMITTED TO THE SCHOOL FUND OF THE COUNTY IN WHICH THE VIOLATION OCCURRED, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Redwine, Barefoot, Cole, Culp, Decker, Edwards, Goodwin, Hill, Hurley, Luebke, McComas, Smith, Thompson, and C. Wilson:

H.B. 19, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CERTAIN CASINO BOATS FROM OPERATING IN NORTH CAROLINA AND TO REGULATE CERTAIN CASINO BOATS THAT OPERATE IN NORTH CAROLINA PURSUANT TO FEDERAL LAW AND TO LEVY A PRIVILEGE TAX ON GAMBLING BOATS OPERATING IN NORTH CAROLINA AND TO REQUIRE WITHHOLDING FROM CERTAIN GAMBLING BOAT WINNINGS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Clary, Bowie, Culp, Preston, and Rayfield:

H.B. 20, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF PERSONS AUTHORIZED TO BE APPOINTED TO SUBCOMMITTEES OF THE NORTH CAROLINA STUDY COMMISSION

ON AGING, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Creech:

H.B. 21, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF CLAYTON, is referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Baddour, seconded by Representative Cunningham, the House adjourns at 2:06 p.m. to reconvene February 4 at 11:00 a.m.

SIXTH DAY

HOUSE OF REPRESENTATIVES

Thursday, February 4, 1999

The House meets at 11:00 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

"Eternal God, whose voice swept through the universe and whose divine breathings created all that is seen and unseen, we offer You our thanks and praise for bringing us to another day of service. As we seek to shape public policy and write laws that affect the people of North Carolina, help us to see the tiny faces. Show us the child whose eagerness to learn cannot be squelched. Give us a glimpse of the worker who struggles to bring food home to the family table. These are the images that we seek as we strive to bring peace and justice to all of Your children. Through Your marvelous grace, may we be given the courage to pass legislation that will strengthen these folks and, indeed, all of Your precious children, young and old alike, who live in every corner of this great State of ours. This we humbly pray, seek, and ask for their sake. Amen."

Representative Baddour reports the Journal of February 3 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (104-0).

Leaves of absence are granted Representatives Blue, Brubaker, Decker, Gray, McComas, McMahan, and Thompson for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to Committee:

By Representatives Warner, Allen, Allred, Gardner, Hunter, Hurley, Justus, Kinney, McAllister, Wainwright, and Yongue:

H.B. 22, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPENSATE LOCAL GOVERNMENTS FOR ONE-HALF OF THE COST OF PUBLIC SCHOOL UTILITIES, is referred to the Committee on Appropriations.

By Representatives Warner, Allen, Baddour, Gillespie, Hunter, Hurley, Jeffus, Justus, Kinney, Luebke, Morris, Redwine, Smith, Wainwright, Wood, and Wright:

H.B. 23, A BILL TO BE ENTITLED AN ACT TO IMPROVE EDUCATIONAL OPPORTUNITIES FOR NORTH CAROLINIANS ATTENDING COMMUNITY COLLEGES, is referred to the Committee on Rules, Calendars, and Operations of the House.

By Representatives Baker, Adams, Hiatt, Justus, G. Wilson, and Wood:

H.B. 24, A BILL TO BE ENTITLED AN ACT TO AMEND THE PHARMACY PRACTICE ACT TO DEFINE THE TERM MOBILE PHARMACY AND TO ALLOW SUCH A PHARMACY TO REGISTER ANNUALLY WITH THE BOARD OF PHARMACY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Clary, Adams, Alexander, Allen, Allred, Bowie, Cansler, Cole, Crawford, Culp, Cunningham, Earle, Easterling, Gardner, Gillespie, Hiatt, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McComas, Morris, Mosley, Owens, Preston, Rayfield, Rogers, Russell, Sherrill, Smith, Teague, Wainwright, Walend, Warner, C. Wilson, and G. Wilson:

H.B. 25, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STATE ADULT DAY CARE PROGRAM, is referred to the Committee on Appropriations.

By Representatives Clary, Adams, Alexander, Allen, Allred, Bowie, Cansler, Cole, Crawford, Culp, Cunningham, Earle, Easterling, Gardner,

Gillespie, Hiatt, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McComas, Morris, Mosley, Owens, Preston, Rayfield, Rogers, Russell, Sherrill, Smith, Teague, Wainwright, Walend, Warner, and G. Wilson

H.B. 26, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR HOUSING FOR ELDERLY PERSONS, is referred to the Committee on Appropriations.

By Representatives Clary, Alexander, Allen, Bowie, Cansler, Cole, Culp, Cunningham, Earle, Easterling, Gardner, Gillespie, Hurley, Justus, Kiser, McComas, Morris, Mosley, Owens, Preston, Rayfield, Russell, Smith, Teague, Walend, Warner, C. Wilson, and G. Wilson:

H.B. 27, A BILL TO BE ENTITLED AN ACT TO PROVIDE IMMUNITY FROM LIABILITY FOR CERTAIN LICENSED HEALTH CARE FACILITIES THAT PROVIDE TEMPORARY SHELTER OR SERVICES DURING DISASTERS AND EMERGENCIES , is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Clary, Adams, Alexander, Allen, Bowie, Cansler, Cole, Culp, Cunningham, Earle, Easterling, Gillespie, Hunter, Hurley, Jarrell, Jeffus, Justus, Kiser, Luebke, McComas, Morris, Mosley, Preston, Rayfield, Rogers, Sherrill, Smith, Teague, Wainwright, Walend, Warner, C. Wilson, and G. Wilson:

H.B. 28, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ALZHEIMER'S ASSOCIATION CHAPTERS IN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representative Culp:

H.B. 29, A BILL TO BE ENTITLED AN ACT RELATING TO RANDOLPH COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Culp:

H.B. 30, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF ASHEBORO, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Dedmon and Horn:

H.B. 31, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF SHELBY TO CONVEY CERTAIN DESCRIBED

PROPERTY BY PRIVATE SALE TO THE COUNCIL ON THE AGING OF CLEVELAND COUNTY, NORTH CAROLINA, INC., is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Nye:

H.B. 32, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE BLADEN COUNTY TO LEVY A ONE-CENT LOCAL SALES AND USE TAX FOR PUBLIC SCHOOL BUILDINGS, IF APPROVED BY THE VOTERS OF THE COUNTY, is referred to the Committee on Finance.

By Representatives Warner, Hurley, Kinney, and Yongue:

H.B. 33, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CUMBERLAND COUNTY TO LEVY ONE-CENT LOCAL SALES AND USE TAXES FOR PUBLIC SCHOOL BUILDINGS, is referred to the Committee on Finance.

By Representatives Hurley, Allen, Baddour, Barefoot, Church, Cole, Cox, Dedmon, Fox, Gibson, Goodwin, Hill, Jarrell, McAllister, Melton, Morris, Mosley, Nye, Oldham, Rayfield, Tucker, Warner, C. Wilson, and Yongue:

H.B. 34, A BILL TO BE ENTITLED AN ACT PROVIDING FOR LOSS OF DRIVERS LICENSE WHEN CERTAIN PROVISIONAL LICENSEES COMMIT DESIGNATED ACTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Redwine, Hill, Warwick, Braswell (Primary Sponsors); Allred, Baddour, Cole, Cox, Crawford, Goodwin, Hunter, Luebke, McLawhorn, Mosley, Rogers, Smith, Tucker, Wainwright, Warren, and Yongue:

H.B. 35, A BILL TO BE ENTITLED AN ACT TO APPROVE THE CREATION OF THE NONPROFIT CORPORATION ESTABLISHED PURSUANT TO COURT ORDER FOR THE PURPOSES OF RECEIPT AND DISTRIBUTION OF FIFTY PERCENT OF THE FUNDS RECEIVED BY THE STATE IN STATE OF NORTH CAROLINA V. PHILIP MORRIS INCORPORATED, ET AL., is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Baddour and Alexander (Primary Sponsors); Barefoot, Bonner, Church, Cunningham, Dedmon, Earle, Easterling, Goodwin, Hackney, Haire, Hensley, Hill, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Luebke,

McCrary, McLawhorn, Melton, Miller, Mosley, Nesbitt, Owens, Redwine, Rogers, Smith, Sutton, Wainwright, Warren, Womble, Wright, and Yongue:

H.B. 36, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION ON REIMBURSEMENT FOR SERVICES PROVIDED BY SCHOOL-BASED HEALTH CLINICS UNDER THE CHILDREN'S HEALTH INSURANCE PROGRAM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Baddour, Russell, Braswell, and Wainwright (Primary Sponsors):

H.B. 37, A BILL TO BE ENTITLED AN ACT REQUIRING THE CONSENT OF LENOIR AND WAYNE COUNTIES BEFORE LAND IN THOSE COUNTIES MAY BE CONDEMNED OR ACQUIRED BY A UNIT OF LOCAL GOVERNMENT OUTSIDE THOSE COUNTIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Dedmon, Allen, Allred, Barefoot, Bonner, Bridgeman, Buchanan, Church, Cole, Cox, Crawford, Culp, Culpepper, Fox, Gardner, Gibson, Goodwin, Hill, Horn, Hurley, Jarrell, Justus, Kinney, McCrary, McLawhorn, Melton, Morris, Mosley, Owens, Rayfield, Russell, Saunders, Setzer, Smith, Teague, Thomas, Tucker, Wainwright, Walend, Warner, Warren, Warwick, Wood, and Yongue:

H.B. 38, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY TO ASSAULT A LAW ENFORCEMENT OFFICER, is referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Baddour, seconded by Representative Cole, the House adjourns at 11:12 a.m. to reconvene Monday, February 8, 1999 at 8:00 p.m.

SEVENTH DAY

HOUSE OF REPRESENTATIVES
Monday, February 8, 1999

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

"Almighty and Everliving God, You are the Alpha and Omega, the Beginning and the End. Through You, all things have come into being, and from You, nothing can be hidden. Often times, in our own little circles, within the walls of the worlds we have created, we think that we have anonymity and secrecy. We fool ourselves into believing that we have beaten the system and have won the battle. Dear Lord, who sees into every corner of our world, a world that also includes every corner of our hearts, remind us that Your eyes are fool-proof and that when You look upon us, You do so with the eyes of eternity. Help us to find in these words, wise counsel that governs our behavior, our words, and our deeds so that at the end, we may find mercy. In the name of the One who was, Who is, and is to come, we humbly pray. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Baddour, reports the Journal of February 4 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (94-0).

Leaves of absence are granted Representatives Brubaker, Carpenter, Cole, Goodwin, Kinney, Moore, Redwine, Starnes, Sutton, and Warner for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Baker:

H.B. 39, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DEFINED CONTRIBUTION PENSION PLAN STUDY COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Nye:

H.B. 40, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A MULTIPURPOSE FORESTRY CENTER AT THE TURNBULL EDUCATIONAL STATE FOREST, is referred to the Committee on Appropriations.

By Representative Brown:

H.B. 41, A BILL TO BE ENTITLED AN ACT TO BROADEN THE LAW PROVIDING FOR THE ESTABLISHMENT OF CARTWAYS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Kinney, Alexander, Baddour, Barefoot, Church, Cunningham, Dedmon, Fox, Hill, McAllister, McCrary, Mosley, Oldham, Owens, Redwine, Sutton, Tolson, and Womble:

H.B. 42, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATE LOTTERY TO PROVIDE FUNDS FOR EDUCATIONAL PURPOSES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Dedmon, Alexander, Allen, Arnold, Baddour, Baker, Barefoot, Bonner, Boyd-McIntyre, Bridgeman, Buchanan, Cansler, Capps, Church, Cole, Cox, Crawford, Culpepper, Davis, Edwards, Fox, Gardner, Gibson, Gillespie, Goodwin, Haire, Hensley, Hill, Horn, Jarrell, Jeffus, Kinney, Kiser, Luebke, McCombs, McCrary, McLawhorn, Moore, Morris, Oldham, Owens, Rogers, Russell, Saunders, Setzer, Sherrill, Smith, Thomas, Tolson, Tucker, Wainwright, Warner, Warren, Warwick, and Yongue:

H.B. 43, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY PENSION FOR MEMBERS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is referred to the Committee on Finance.

By Representatives Dedmon and Horn:

H.B. 44, A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE THE TOWN OF ALEXANDER MILLS INTO THE TOWN OF FOREST CITY, is referred to the Committee of on Rules, Calendar, and Operations of the House.

By Representatives Kinney, Hurley, Luebke, McAllister, Morris, Warner, and Yongue:

H.B. 45, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A MARTIN LUTHER KING JR. AMPHITHEATER AND PARK IN CUMBERLAND COUNTY, is referred to the Committee on Appropriations.

By Representatives Owens and Hunter (Primary Sponsors); Alexander and Baddour:

H.B. 46, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATE LOTTERY TO PROVIDE FUNDS FOR EDUCATIONAL PURPOSES, is referred to the Committee on Rules, Calendar, and Operations of the House.

INTRODUCTION OF PAGES

Pages for the week of February 8 are introduced to the membership. They are: Karen Childers of Union; Blake Ethridge of Wake; Justin Gentile of Durham; Jeff Hutchins of Durham; Abbie Ivey of Duplin; Josh Long of Durham; Stephanie Kiger of Mecklenburg; Adrian Lovelace of Nash; Matthew McCaskill of Vance; Michael McCaskill of Vance; James Mills of Polk; Haile Bico Redding of Halifax; Joseph Shores of Rowan; William Smith Swindell of Nash; Twyla Weaver of Chatham; Erin Williams of Union; and Michael Williams of Alamance.

On motion of Representative Baddour, seconded by Representative Hill, the House adjourns at 8:06 p.m. to reconvene February 9 at 1:00 p.m.

EIGHTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, February 9, 1999

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

“Gracious God, pour out Your Holy Spirit upon us and lift us up. Encourage our souls as we seek to find rest in the midst of hectic schedules and meetings, and the pressures from all points around us. In the busyness of our lives, let us find the nearest park bench, the quietest corner, the simplest form of expression to stop, look, and listen for the sweet whisper of Your voice. Speak to us this day with the same clarity as You did with the prophets of old. Take us to the cliff with Elijah, and incline our ears to hear Thee not in the wind, the fire, or in the earthquake, but within the

silence of a moment of solitude. Perhaps, O God, who is ever near to our precious sides, we can find solace when we seek shelter in Thine arms of love. Amen."

Representative Baddour reports the Journal of February 8 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (105-0).

Leaves of absence are granted Representatives Brubaker, Redwine, and Starnes for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Justus, Davis, Smith, and Wainwright:

H.B. 47, A BILL TO BE ENTITLED AN ACT TO EXTEND THE LIFE OF THE HEART DISEASE AND STROKE PREVENTION TASK FORCE AND TO APPROPRIATE FUNDS FOR ITS WORK, is referred to the Committee on Appropriations.

By Representatives Hackney, Baddour, Barefoot, Culpepper, Goodwin, Haire, and Miller:

H.J.R. 48, A JOINT RESOLUTION HONORING THE MEMORY OF PLATT D. WALKER, THE FIRST PRESIDENT OF THE NORTH CAROLINA BAR ASSOCIATION, ON THE ONE HUNDREDTH ANNIVERSARY OF THE NORTH CAROLINA BAR ASSOCIATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Nye, Luebke, and Smith:

H.B. 49, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXPAND THE "TOUCHING THE LIVES OF CHILDREN" PROGRAM, is referred to the Committee on Appropriations.

By Representatives Hurley, Kinney, and Warner (Primary Sponsors); McAllister, Morris, and Yongue:

H.B. 50, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF FAYETTEVILLE TO USE PHOTOGRAPHIC IMAGES AS PRIMA

FACIE EVIDENCE OF A TRAFFIC VIOLATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Baddour and Goodwin:

H.R. 51, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE REGULAR SESSIONS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES OF THE 1999 GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

COMMITTEE ASSIGNMENTS

The Speaker makes the following standing committee assignments:

RULES, CALENDAR, AND OPERATIONS OF THE HOUSE:

Representative Culpepper, Chair; Representatives Alexander, Allen, Boyd-McIntyre, Crawford, Cunningham, Fitch, Gibson, Gulley, Hill, Jarrell, Luebke, McCombs, McMahan, Michaux, Nye, Ramsey, Tolson, Wood, Wright, and Yongue.

Representative Culpepper moves, seconded by Representative Rogers, that the House adjourn, subject to the receipt of Committee Reports, to reconvene February 10 at 2:00 p.m.

The motion carries.

REPORT OF STANDING COMMITTEE

The following report from standing committee is presented:

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.R. 51, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE REGULAR SESSIONS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES OF THE 1999 GENERAL ASSEMBLY, with recommendation that committee substitute resolution be adopted, unfavorable as to original resolution.

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar. The original resolution is placed on the Unfavorable Calendar.

The House stands adjourned at 4:56 p.m.

NINTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, February 10, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

“Merciful God, we must confess our sin to You, primarily because there is nowhere to hide from Thee. We must come clean with our small ploys and efforts to supercede Your sovereignty, primarily because there is nowhere to hide from Thee. We must admit our failures and our wrongdoings, primarily because You are a God of judgment and justice. But, thanks be to You, O God, who in great compassion for all of Your children, has mercy upon the penitent. Let us always remember that Your mercy and Your forgiveness is readily available. Incline Thine ear to us and answer our prayers. All of this we pray with the full assurance and confidence of being claimed as Your children. Amen.”

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 9 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (97-1).

Leaves of absence are granted Representatives Gray, McMahan, Redwine, and C. Wilson for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Yongue, Bonner, and Sutton (Primary Sponsors); Alexander, Allen, Arnold, Barefoot, Boyd-McIntyre, Braswell, Bridgeman, Buchanan, Cox, Culp, Davis, Dockham, Edwards, Fitch, Fox, Goodwin, Grady, Haire, Hardaway, Horn, Hurley, Insko, Luebke, McCrary, McLawhorn, Melton, Mitchell, Moore, Morris, Oldham, Owens, Preston, Rogers, Russell, Smith, Thomas, Thompson, Tolson, Tucker, Wainwright, Warner, Warren, Warwick, and Womble:

H.B. 52, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR LOW-WEALTH SCHOOL SYSTEMS' SUPPLEMENTAL FUNDING, is referred to the Committee on Appropriations.

By Representatives McCombs and Gardner (Primary Sponsors):

H.B. 53, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ROWAN COUNTY TO LEVY A TEMPORARY, ONE-CENT LOCAL SALES TAX FOR PUBLIC SCHOOL CAPITAL OUTLAY, IF APPROVED BY THE VOTERS OF THE COUNTY, is referred to the Committee on Finance.

By Representatives Neely, Brown, Cansler, Capps, Gray, Hill, Ramsey, Smith, and C. Wilson:

H.B. 54, A BILL TO BE ENTITLED AN ACT TO UPDATE THE METHOD FOR DETERMINING THE PRESENT-USE VALUE OF AGRICULTURAL AND HORTICULTURAL LAND TO MORE ACCURATELY REFLECT ITS VALUE AS FARMLAND, is referred to the Committee on Finance.

By Representatives Cansler, Capps, Gray, Hill, Neely, Ramsey, and C. Wilson:

H.B. 55, A BILL TO BE ENTITLED AN ACT TO ADD FOUR NEW TAX ANALYSTS IN THE TAX RESEARCH DIVISION OF THE DEPARTMENT OF REVENUE, is referred to the Committee on Appropriations.

By Representatives Hill, Buchanan, Cansler, Capps, Church, Gray, Neely, Ramsey, Rayfield, Russell, Starnes, and C. Wilson:

H.B. 56, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE USE OF STAMPS TO INDICATE WHETHER THE EXCISE TAX ON CONVEYANCES HAS BEEN PAID AND TO MAKE THE PENALTIES THAT APPLY TO THIS TAX THE SAME AS FOR OTHER TAXES, is referred to the Committee on Finance.

By Representatives Alexander and Clary (Primary Sponsors); Boyd-McIntyre, Bridgeman, Cox, Easterling, Goodwin, Hensley, Jarrell, Luebke, Melton, and Mosley:

H.B. 57, A BILL TO BE ENTITLED AN ACT TO ENHANCE MOTOR VEHICLE OCCUPANT RESTRAINT SAFETY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Nye, Dedmon, and Wright:

H.B. 58, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO KEYS COMMUNITY REHABILITATION PROGRAM, INC., FOR CAPITAL IMPROVEMENTS, is referred to the Committee on Appropriations.

By Representatives Earle, Alexander, Barefoot, Bonner, Bowie, Braswell, Bridgeman, Clary, Cox, Easterling, Gibson, Goodwin, Hurley, Insko, Luebke, McLawhorn, Melton, Moore, Morris, Mosley, Preston, Saunders, Sherrill, Smith, Sutton, Thompson, Wainwright, and Warren:

H.B. 59, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE USE OF FUNDS FOR ADULT SPECIAL ASSISTANCE FOR DEMONSTRATION PROJECT ON ALTERNATIVE LIVING ARRANGEMENTS, is referred to the Committee on Appropriations.

By Representatives Earle, Alexander, Bonner, Boyd-McIntyre, Braswell, Bridgeman, Cox, Easterling, Goodwin, Hardaway, Hurley, Insko, Luebke, McLawhorn, Melton, Moore, Mosley, Saunders, Thompson, Wainwright, Warren, C. Wilson, and Yongue:

H.B. 60, A BILL TO BE ENTITLED AN ACT TO ENACT REFORMS IN THE LONG-TERM CARE INDUSTRY IN ORDER TO IMPROVE QUALITY OF CARE, INCREASE PROTECTION OF RESIDENTS, AND STRENGTHEN STATE OVERSIGHT OF INDUSTRY PRACTICES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Owens:

H.B. 61, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE STABILIZATION AND RENOVATION OF THE HISTORIC CAMDEN COUNTY COURTHOUSE, is referred to the Committee on Appropriations.

By Representatives Gray, Cansler, Capps, Culp, Dockham, Hill, Neely, Ramsey, Rayfield, Starnes, C. Wilson, and Wood:

H.B. 62, A BILL TO BE ENTITLED AN ACT TO REQUIRE CORPORATIONS THAT ARE REQUIRED TO PAY FEDERAL-ESTIMATED INCOME TAX BY ELECTRONIC FUNDS TRANSFER TO PAY STATE-ESTIMATED INCOME TAX BY ELECTRONIC FUNDS TRANSFER, is referred to the Committee on Finance.

By Representatives Gray, Cansler, Capps, Culp, Dockham, Hill, Neely, Ramsey, Rayfield, C. Wilson, and Wood:

H.B. 63, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PERIODIC REVIEW AND RENEWAL OF STATE TAX CREDITS, is referred to the Committee on Finance.

By Representatives Hill and Culp:

H.B. 64, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA MUSEUM OF FORESTRY, is referred to the Committee on Appropriations.

By Representative Hill:

H.B. 65, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF CHADBOURN FOR EMERGENCY WATER AND SEWER REPAIRS, is referred to the Committee on Appropriations.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 6, A BILL TO BE ENTITLED AN ACT TO APPROVE THE CREATION OF THE NONPROFIT CORPORATION ESTABLISHED PURSUANT TO COURT ORDER FOR THE PURPOSES OF RECEIPT AND DISTRIBUTION OF FIFTY PERCENT OF THE FUNDS RECEIVED BY THE STATE IN STATE OF NORTH CAROLINA V. PHILIP MORRIS INCORPORATED, ET AL., is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Committee Substitute for **S.J.R. 53**, A JOINT RESOLUTION HONORING THE MEMORY OF PLATT D. WALKER, THE FIRST PRESIDENT OF THE NORTH CAROLINA BAR ASSOCIATION, ON THE ONE HUNDREDTH ANNIVERSARY OF THE NORTH CAROLINA BAR ASSOCIATION, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

NOTICE TO PLACE BILL ON CALENDAR

Pursuant to Rule 36(b), Representative Culpepper places Committee Substitute for **H.R. 51**, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE REGULAR SESSIONS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES OF THE 1999 GENERAL ASSEMBLY, on today's Calendar.

On motion of the Chair, the House recesses at 2:09 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

Committee Substitute for **S.J.R. 53**, A JOINT RESOLUTION HONORING THE MEMORY OF PLATT D. WALKER, THE FIRST PRESIDENT OF THE NORTH CAROLINA BAR ASSOCIATION, ON THE ONE HUNDREDTH ANNIVERSARY OF THE NORTH CAROLINA BAR ASSOCIATION, with a favorable report.

Pursuant to Rule 36(b) and without objection, the resolution is placed on today's Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.R. 51**, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE REGULAR SESSIONS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES OF THE 1999 GENERAL ASSEMBLY.

Representative Arnold offers Amendment No. 1 which fails of adoption by electronic vote (49-64).

On motion of the Chair, the resolution is temporarily displaced.

ENROLLED BILLS

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 53, A JOINT RESOLUTION HONORING THE MEMORY OF PLATT D. WALKER, THE FIRST PRESIDENT OF THE NORTH CAROLINA BAR ASSOCIATION, ON THE ONE HUNDREDTH ANNIVERSARY OF THE NORTH CAROLINA BAR ASSOCIATION. (RESOLUTION 2)

CALENDAR (continued)

Committee Substitute for **H.R. 51, A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE REGULAR SESSIONS OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES OF THE 1999 GENERAL ASSEMBLY**, which was temporarily displaced, is before the Body.

Representative Allred offers Amendment No. 2 which fails of adoption by electronic vote (42-70).

Representative Bowie offers Amendment No. 3 which fails of adoption by electronic vote (49-63).

Representative Cansler offers Amendment No. 4 which fails of adoption by electronic vote (41-71).

The resolution is adopted, by electronic vote (106-6), and ordered printed.

On motion of Representative Culpepper, seconded by Representative Ramsey, the House adjourns at 3:46 p.m. to reconvene February 11 at 11:00 am.

TENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, February 11, 1999

The House meets at 11:00 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, Millbrook United Methodist Church, Raleigh, North Carolina.

"Loving Creator, we give You thanks for the gift of the night and the rest that it brings. We offer our gratitude for this new day and the opportunities it affords. It is both an honor, yet sacred trust, to be in a position to represent the interests and needs of others. May our duties be tempered by our need to be representatives not only of the people, but also for the people.

"Even now as committees are appointed, agendas developed, and visions cast, grant us a glimpse of Your kingdom and a sensitivity to Your will that will guide this legislative session. Open our eyes that we might see the need around us. Open our ears that we might hear the cries of the oppressed. Open our hearts that we might be touched by the Truth. Open our lives that we might be used to bring justice to this State and peace to its citizens. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 10 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (100-1).

Leaves of absence are granted Representatives Gray, McMahan, Oldham, Redwine, and C. Wilson for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Hill:

H.B. 66, A BILL TO BE ENTITLED AN ACT RELATING TO COLUMBUS COUNTY, is referred to the Committee on Local Government I.

By Representative Hill:

H.B. 67, A BILL TO BE ENTITLED AN ACT RELATING TO COLUMBUS COUNTY, is referred to the Committee on Local Government I.

By Representatives McCombs and Gardner (Primary Sponsors); and Setzer:

H.B. 68, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOUR-YEAR TERMS FOR THE MAYOR AND ALDERMEN OF THE TOWN OF CHINA GROVE, is referred to the Committee on Local Government II.

By Representatives Bowie and Cansler (Primary Sponsors); Allred, Baker, Brown, Buchanan, Creech, Dockham, Gillespie, Hiatt, Holmes, Justus, Kiser, McComas, McCombs, Morris, Preston, Rayfield, Sherrill, Walend, and G. Wilson:

H.B. 69, A BILL TO BE ENTITLED AN ACT TO REPEAL THE ANNUAL TRANSFER OF ONE HUNDRED SEVENTY MILLION DOLLARS IN HIGHWAY USE TAX COLLECTIONS FROM THE HIGHWAY TRUST FUND TO THE GENERAL FUND AND TO PROVIDE THAT THOSE FUNDS SHALL BE USED BY THE DEPARTMENT OF TRANSPORTATION FOR HIGHWAY MAINTENANCE, is referred to the Committee on Finance.

By Representatives Cansler, Nesbitt, Sherrill, and Walend:

H.B. 70, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR GENETIC HEALTH CARE SERVICES TO ASSIST IN THE PREVENTION OF INFANT MORTALITY AND OTHER DISEASES AND DISABILITIES RELATED TO GENETIC DISORDERS, is referred to the Committee on Appropriations.

By Representatives Fitch, Adams, and Allred:

H.B. 71, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STATE LOTTERY TO PROVIDE FUNDS FOR EDUCATIONAL PURPOSES, is referred to the Committee on Rules, Calendar, and Operations of the House.

COMMITTEE ASSIGNMENTS

The Speaker makes the following committee assignments:

SELECT COMMITTEE ON THE TOBACCO SETTLEMENT:

Representatives Alexander, Allen, and Braswell, Chairs; Representatives Adams, Baker, Blue, Bonner, Brown, Cole, Cox, Crawford, Culp, Daughtry, Edwards, Gray, Haire, Hardaway, Hill, Hunter, Insko, McAllister, McLawhorn, Mitchell, Mosley, Neely, Nesbitt, Oldham, Rogers, Sutton, Teague, Tolson, Tucker, Warren, Warwick, and Womble.

SELECT COMMITTEE ON HEALTH CARE DELIVERY:

Representatives Edwards and Mosley, Chairs; Representatives Alexander, Bowie, Cansler, Clary, Crawford, Earle, Hiatt, Hunter, Justus, McAllister, Nye, Walend, and Wright.

ALCOHOLIC BEVERAGE CONTROL: Representative Hensley, Chair; Representative Horn, Vice Chair; Representatives Baker, Decker, Gibson, Hardaway, Setzer, and Starnes.

AGING: Representatives Insko and Moore, Chairs; Representatives Clary, Culp, Earle, Gardner, Gillespie, Horn, Hunter, and Warwick.

AGRICULTURE: Representative Hill, Chair; Representatives Warwick and Wood, Vice Chairs; Representatives Allred, Baker, Blue, Bonner, Brown, Buchanan, Cox, Culp, Davis, Eddins, Fitch, Kiser, McAllister, McCrary, McLawhorn, Mitchell, Owens, Rogers, Russell, Teague, Tolson, Tucker, Warren, G. Wilson, and Yongue.

APPROPRIATIONS: Representatives Easterling, Hardaway, and Redwine, Chairs; Representative Owens, Vice Chair.

SUBCOMMITTEE ON EDUCATION: Representatives Rogers, Boyd-McIntyre, and Oldham, Chairs; Representative Warner, Vice Chair; Representatives Bonner, Brubaker, Gardner, Gillespie, Holmes, Insko, Moore, Morgan, Preston, Smith, Teague, and Yongue.

SUBCOMMITTEE ON CAPITAL: Representative Wright, Chair; Representatives Berry, Boyd-McIntyre, Brubaker, Cole, Crawford, Culpepper, Daughtry, Earle, Fox, Grady, Haire, Holmes, Jeffus, Justus, Kinney, Kiser, McCrary, Nesbitt, Nye, Oldham, Owens, Rogers, Russell, Sherrill, Wainwright, and G. Wilson.

SUBCOMMITTEE ON GENERAL GOVERNMENT: Representatives Jeffus and Wainwright, Chairs; Representative McLawhorn, Vice Chair; Representatives Barefoot, Ellis, Hensley, Setzer, Sherrill, and Thompson.

SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES: Representatives Earle and Nye, Chairs; Representative Alexander, Vice Chair; Representatives Adams, Cansler, Esposito, Michaux, Walend, and G. Wilson.

SUBCOMMITTEE ON JUSTICE AND PUBLIC SAFETY: Representatives Kinney, McCrary, and Culpepper, Chairs;

Representative Thomas, Vice Chair; Representatives Clary, Haire, Horn, Justus, Kiser, and Sexton.

SUBCOMMITTEE ON NATURAL AND ECONOMIC RESOURCES: Representatives Fox and Owens, Chairs; Representative Warren, Vice Chair; Representatives Baker, Carpenter, Culp, Hunter, Mitchell, Russell, Tolson, and Warwick.

SUBCOMMITTEE ON TRANSPORTATION: Representatives Crawford and Cole, Chairs; Representative Melton, Vice Chair; Representatives Allred, Barbee, Blue, Bowie, Dockham, Gulley, Hiatt, Hurley, McMahan, Saunders, and Sutton.

CHILDREN, YOUTH AND FAMILIES: Representative Hunter, Chair; Representative Horn, Vice Chair; Representatives Boyd-McIntyre, Easterling, Goodwin, Hiatt, Holmes, Jeffus, McAllister, Moore, and Morris.

CULTURAL RESOURCES: Representative Barefoot, Chair; Representative Womble, Vice Chair; Representatives Alexander, Berry, Bonner, Buchanan, Davis, Jeffus, McLawhorn, Miner, Morgan, Rogers, and Wainwright.

ECONOMIC GROWTH AND COMMUNITY DEVELOPMENT: Representative Jarrell, Chair; Representative Womble, Vice Chair; Representatives Allen, Arnold, Barefoot, Braswell, Cansler, Carpenter, Fox, Goodwin, Hunter, Kinney, Luebke, McComas, Miner, Morgan, Morris, Preston, Walend, and Wright.

EDUCATION: Representatives Warner and Yongue, Chairs.

SUBCOMMITTEE ON PRE-SCHOOL, ELEMENTARY AND SECONDARY EDUCATION: Representatives Bonner and Moore, Chairs; Representatives Horn, Melton, and Tucker, Vice Chairs; Representatives Allen, Cansler, Cox, Edwards, Gulley, Hiatt, Horn, Kinney, Luebke, McAllister, Nye, Russell, Sherrill, Tucker, Walend, and Warren.

SUBCOMMITTEE ON COMMUNITY COLLEGES: Representative Tolson, Chair; Representatives Bridgeman and McLawhorn, Vice Chairs; Representatives Dedmon, Dockham, Gillespie, Goodwin, McCombs, McLawhorn, Oldham, Rayfield, Saunders, Sexton, Thomas, and Womble.

SUBCOMMITTEE ON UNIVERSITIES: Representative Insko, Chair; Representative Haire, Vice Chair; Representatives Adams, Alexander, Boyd-McIntyre, Crawford, Fox, Hensley, Justus, McMahan, Michaux, Morgan, Owens, and Thompson.

ELECTION LAW AND CAMPAIGN FINANCE REFORM:

Representatives Alexander and Bonner, Chairs; Representatives Berry, Decker, Dedmon, Goodwin, Hensley, Insko, Justus, Kiser, Luebke, Melton, Michaux, Neely, Nesbitt, Rogers, Thompson, and C. Wilson.

ENVIRONMENT AND NATURAL RESOURCES:

Representatives Gibson and Warwick, Chairs; Representative Cox, Vice Chair; Representatives Bonner, Brown, Creech, Culp, Daughtry, Davis, Gillespie, Hackney, Hill, Luebke, McCombs, McComas, McLawhorn, McMahan, Mitchell, Preston, Ramsey, Smith, Thomas, Thompson, Tolson, Tucker, Warner, and Yongue.

ETHICS: Representatives Miller and Wood, Chairs; Representatives Boyd-McIntyre, Easterling, Gray, Howard, Neely, Rayfield, Sutton, Tallent, Wright, and Yongue.

FINANCE: Representatives Allen, Luebke, and Miller, Chairs; Representatives Jarrell and Wood, Vice Chairs; Representatives Arnold, Braswell, Bridgeman, Brown, Buchanan, Capps, Church, Cox, Creech, Decker, Dedmon, Eddins, Edwards, Fitch, Gibson, Goodwin, Gray, Hackney, Hill, Howard, McAllister, McComas, McCombs, Miner, Morris, Mosley, Neely, Ramsey, Rayfield, Starnes, Tallent, Tucker, C. Wilson, Womble, and Wright.

FINANCIAL INSTITUTIONS: Representatives Church and Ramsey, Chairs; Representatives Wainwright and Wood, Vice Chairs; Representatives Braswell, Bridgeman, Brubaker, Cole, Culpepper, Davis, Dockham, Gardner, Grady, Hardaway, Howard, Justus, McAllister, McLawhorn, McMahan, Melton, Michaux, Starnes, Tallent, Tucker, and Walend.

HEALTH: Representative Wright, Chair; Representative Insko, Vice Chair; Representatives Adams, Alexander, Bowie, Brubaker, Clary, Dedmon, Esposito, Earle, Edwards, Howard, Justus, Melton, Preston, Redwine, Wainwright, C. Wilson, and Womble.

HIGHWAY SAFETY: Representatives Adams and Goodwin, Chairs; Representatives Allred, Church, Dedmon, Gray, Justus, McComas, Mosley, Smith, and C. Wilson.

INSURANCE: Representative Hurley, Chair; Representative Wainwright, Vice Chair; Representatives Barbee, Brubaker, Cole, Dedmon, Dockham, Earle, Esposito, Grady, Hardaway, Holmes, Howard, Miller, Redwine, Warner, C. Wilson, and Wright.

JUDICIARY I: Representative Hackney, Chair; Representative Nesbitt, Vice Chair; Representatives Adams, Alexander, Blue, Clary, Ellis, Gardner, Gray, Insko, Miller, Redwine, and Thompson.

JUDICIARY II: Representative Braswell, Chair; Representative Michaux, Vice Chair; Representatives Barefoot, Cansler, Capps, Crawford, Hensley, Jarrell, Kiser, Moore, Russell, and Sherrill.

JUDICIARY III: Representative Sutton, Chair; Representative Goodwin, Vice Chair; Representatives Arnold, Cole, Daughtry, Esposito, Fitch, Hardaway, Holmes, Hurley, Miner, and Wainwright.

JUDICIARY IV: Representative Baddour, Chair; Representatives Haire and Thomas, Vice Chairs; Representatives Bowie, Culpepper, Decker, Earle, Jeffus, Justus, McMahan, Mosley, Neely, Saunders, and Tallent.

LAW ENFORCEMENT: Representative Dedmon, Chair; Representatives Arnold, Capps, Cole, Fitch, Hiatt, Horn, Kiser, McCrary, Moore, Sutton, Teague, Thompson, Warner, and Yongue.

LOCAL GOVERNMENT I: Representative Dedmon, Chair; Representative Saunders, Vice Chair; Representatives Buchanan, Decker, Ellis, Hill, Jeffus, Kiser, McCrary, Rogers, and Setzer.

LOCAL GOVERNMENT II: Representative Jarrell, Chair; Representative Bonner, Vice Chair; Representatives Barbee, Capps, Haire, Hunter, Hurley, McAllister, Owens, Sexton, and G. Wilson.

MENTAL HEALTH: Representatives Crawford and Goodwin, Chairs; Representatives Berry, Boyd-McIntyre, Cansler, Esposito, Horn, and Warwick.

MILITARY, VETERANS AND INDIAN AFFAIRS: Representative Kinney, Chair; Representatives Braswell, Brown, Hiatt, Morris, Sexton, Sutton, and Yongue.

PENSIONS AND RETIREMENT: Representative Michaux, Chair; Representative Oldham, Vice Chair; Representatives Barbee, Berry, Gray, Horn, McCombs, McCrary, Morgan, Ramsey, Rogers, Tucker, Warren, G. Wilson, and Yongue.

PUBLIC HEALTH: Representatives Edwards and McAllister, Chairs; Representatives Dockham, Esposito, Howard, Melton, and Mosley.

PUBLIC UTILITIES: Representative Smith, Chair; Representatives Edwards and Saunders, Vice Chairs; Representatives Braswell, Creech, Culpepper Daughtry, Earle, Edwards, Grady, Hardaway, Holmes, Hurley, McComas, McCombs, Miller, Mitchell, Rogers, and Starnes.

RULES, CALENDAR, AND OPERATIONS OF THE HOUSE:
Representative Hackney, Vice Chair.

SMALL BUSINESS: Representative Blue, Chair; Representative Warren, Vice Chair; Representatives Allen, Bridgeman, Cole, Fox, Hiatt, Morris, Nye, Oldham, Rayfield, Setzer, Tallent, and Walend.

STATE PARKS AND PROPERTIES: Representative Fitch, Chair; Representative Gray, Vice Chair; Representatives Baker, Barefoot, Bonner, Bridgeman, Carpenter, Church, Crawford, Daughtry, Gillespie, McLawhorn, Teague, and Wright.

STATE PERSONNEL: Representative Mosley, Chair; Representative Insko, Vice Chair; Representatives Bowie, Braswell, Easterling, Eddins, Gibson, Hiatt, Kiser, McCombs, Oldham, Sherrill, and Tucker.

TECHNOLOGY: Representatives Saunders and Tolson, Chairs; Representative Boyd-McIntyre, Vice Chair; Representatives Clary, Cox, Gray, Hackney, Holmes, Miller, Miner, Tucker, Wainwright, and Walend.

TRANSPORTATION: Representatives Buchanan and Saunders, Chairs; Representative Moore, Vice Chair; Representatives Adams, Allred, Baker, Bridgeman, Brown, Church, Clary, Cole, Crawford, Culp, Earle, Eddins, Gibson, Gillespie, Hill, Holmes, Kinney, McComas, McLawhorn, Nye, Rayfield, Setzer, Sherrill, Sutton, Teague, Thomas, Wainwright, and Warwick.

TRAVEL AND TOURISM: Representative Womble, Chair; Representatives Barefoot and Wright, Vice Chairs; Representatives Baker, Barefoot, Boyd-McIntyre, Gray, Hunter, Jeffus, Preston, Rayfield, Sutton, Teague, and Tolson.

UNIVERSITY BOARD OF GOVERNORS NOMINATING:
Representative Oldham, Chair; Representative Haire, Vice Chair; Representatives Barbee, Boyd-McIntyre, Bridgeman, Gibson, Grady, Gray, Hardaway, Hurley, and McMahan.

WAYS AND MEANS: Representative Nesbitt, Chair; Representatives Allen, Bowie, Buchanan, Cox, Decker, Eddins, Fox, Gibson, Haire, Jarrell,

McCombs, Michaux, Morris, Mosley, Neely, Oldham, Owens, Ramsey, Redwine, Starnes, Thomas, Warren, and C. Wilson.

WELFARE REFORM: Representatives Earle and Fox, Chairs; Representative Adams, Vice Chair; Representatives Alexander, Eddins, Morgan, Walend, and Womble.

WILDLIFE RESOURCES: Representative Gulley, Chair; Representative Buchanan, Vice Chair; Representatives Braswell, Carpenter, Goodwin, Melton, Smith, and Thompson.

Pursuant to Rule 26(h), Representative Cunningham is designated by the Speaker to be a member of all committees.

On motion of Representative Culpepper, seconded by Representative Tolson, the House adjourns at 11:40 a.m. to reconvene Monday, February 15, 1999, at 7:00 p.m.

ELEVENTH DAY

HOUSE OF REPRESENTATIVES
Monday, February 15, 1999

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

“God of us all, Your love never ends. Even when we think that we are alone in the midst of our struggles and pain, You are there. When we feel as if we have been alienated by all those in whom we have placed our trust, You are there. When the political system fails us, You are there. When the rains pour down upon us, You are there. When the pain and the depression and the loneliness and the isolation of our souls is too great, even then You are there.

“Our calling to be the people's representatives can be an awesome burden. It is, indeed, a daunting task. There is no doubt that at times, we feel like we are alone on an island, or drifting aimlessly at sea. As we pray together this day and invoke Your mighty and powerful name, remind us, dear God, who loves us as if there were but one of us to love, that indeed, You are here. Amen.”

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 11 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (97-0).

Leaves of absence are granted Representatives Brubaker, Buchanan, Carpenter, Ellis, Esposito, Gardner, Grady, Gray, Kinney, McLawhorn, Miner, Morgan, and Wright for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives McAllister, Hurley, Morris, Wainwright, and Warner:

H.B. 72, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MEMBER OF THE MILITARY WHO ATTENDS A CONSTITUENT INSTITUTION OR A COMMUNITY COLLEGE SHALL ONLY BE CHARGED THE IN-STATE TUITION RATE, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Baker and Russell (Primary Sponsors); Allred, Arnold, Barbee, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Creech, Culp, Daughtry, Davis, Decker, Dockham, Eddins, Fox, Gardner, Gillespie, Gulley, Hiatt, Holmes, Howard, Justus, McComas, McCombs, Miner, Mitchell, Morris, Owens, Preston, Rayfield, Sexton, Starnes, Teague, Tolson, Walend, G. Wilson, and Wood:

H.B. 73, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM INCOME TAX PAYMENTS MADE TO TOBACCO FARMERS, TOBACCO WORKERS, ALLOTMENT HOLDERS, AND OTHERS, AS COMPENSATION FOR THEIR LOSSES, PURSUANT TO THE TOBACCO SETTLEMENT AND RELATED AGREEMENTS WITH TOBACCO MANUFACTURERS, is referred to the Committee on Finance.

By Representatives Baker and Russell (Primary Sponsors); Arnold, Barbee, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Creech, Culp, Daughtry, Davis, Decker, Dockham, Eddins, Ellis, Gardner, Gillespie, Gulley, Hiatt, Holmes, Howard, Justus, Kiser, McComas,

McCombs, Miner, Mitchell, Morris, Preston, Rayfield, Sexton, Starnes, Teague, Tolson, Walend, G. Wilson, and Wood:

H.B. 74, A BILL TO BE ENTITLED AN ACT TO APPROVE THE CREATION OF THE NONPROFIT CORPORATION ESTABLISHED PURSUANT TO COURT ORDER FOR THE PURPOSES OF RECEIPT AND DISTRIBUTION OF FIFTY PERCENT OF THE FUNDS RECEIVED BY THE STATE IN STATE OF NORTH CAROLINA V. PHILIP MORRIS INCORPORATED, ET AL., AND TO EARMARK ADDITIONAL FUNDING FOR THAT CORPORATION, is referred to the Select Committee on Tobacco Settlement.

By Representatives Moore and Barbee:

H.B. 75, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO GOLD HISTORY CORPORATION TO ASSIST WITH THE BICENTENNIAL DISCOVERY OF GOLD IN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives Moore and Barbee:

H.J.R. 76, A JOINT RESOLUTION HONORING THE MEMORY OF JOHN REED ON THE BICENTENNIAL OF AMERICA'S FIRST GOLD DISCOVERY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Fitch, Adams, Allred, Arnold, Blue, Cansler, Grady, Hensley, Hunter, McAllister, Michaux, Sherrill, and Wainwright:

H.B. 77, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE SEPARATION ALLOWANCE FOR LAW ENFORCEMENT OFFICERS AND SUBSTITUTE AN INCREASE IN THE RETIREMENT FORMULA, is referred to the Committee on Law Enforcement and, if favorable, to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

By Representatives Nesbitt and Sherrill:

H.B. 78, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RENOVATE THE OTEEN CENTER IN THE CITY OF ASHEVILLE TO PROVIDE A PERMANENT HEADQUARTERS FOR THE WESTERN OFFICE OF THE NORTH CAROLINA DIVISION OF ARCHIVES AND HISTORY AND STORAGE SPACE FOR REGIONAL RECORDS, is referred to the Committee on Appropriations.

INTRODUCTION OF PAGES

Pages for the week of February 15 are introduced to the membership. They are: Caroline Bentley of Cumberland; Jimmie Butler of Forsyth; Amanda Combs of Rowan; Maggie Evans of Wake; Jacob Gunnells of Wake; Thad Harris of Wake; Andrew Newman of Wake; Isaac Perkins of Duplin; Robert Terry, III, of Wake; Jonathan Thomas of Forsyth; Chris Wrench of Wake; and the following members of the Needham Broughton High School ROTC Program of Wake County - Krystal Allen, Christina Davis, and Jessica O'Neal.

On motion of Representative Culpepper, seconded by Representative Owens, the House adjourns at 7:09 p.m. to reconvene February 16 at 2:00 p.m.

TWELFTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, February 16, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

"Gracious God, You are the Source of life itself. The very breath that we breathe comes from Thee. It is most appropriate for us to pause in this midday moment to thank You for the richness that fills our lives. It is so easy for us to forget the gifts that come from Your mighty and generous hands. We often think that who we are, what we have, from where we have come, has been because of our own efforts. Humble us, O God. And, through Your gentle admonition, remind us that we belong to You and it is only because of Your grace that we amount to anything other than the dust from which we came. By Your tender mercy, lift up our hearts and let us rejoice, for You are a good and wise God whose love knows only the boundaries of heaven. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 15 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (106-0).

Leaves of absence are granted Representatives Brubaker, Buchanan, and Gray for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Nesbitt and Sherrill:

H.B. 79, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT AN ELEVATOR IN THE YMI CULTURAL CENTER IN THE CITY OF ASHEVILLE, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Cansler, Sherrill, and Walend:

H.B. 80, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT THE WESTERN NORTH CAROLINA FARMERS MARKET, is referred to the Committee on Appropriations.

By Representative Goodwin:

H.B. 81, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES IN THE 32ND HOUSE DISTRICT, is referred to the Committee on Local Government I.

By Representative Goodwin:

H.B. 82, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES IN THE 32ND HOUSE DISTRICT, is referred to the Committee on Local Government I.

By Representative Goodwin:

H.B. 83, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES IN THE 32ND HOUSE DISTRICT, is referred to the Committee on Local Government I.

By Representative Goodwin:

H.B. 84, A BILL TO BE ENTITLED AN ACT RELATING TO MONTGOMERY COUNTY, is referred to the Committee on Local Government I.

By Representative Goodwin:

H.B. 85, A BILL TO BE ENTITLED AN ACT RELATING TO SCOTLAND COUNTY, is referred to the Committee on Local Government II.

By Representative Goodwin:

H.B. 86, A BILL TO BE ENTITLED AN ACT RELATING TO RICHMOND COUNTY, is referred to the Committee on Local Government II.

By Representative Goodwin:

H.B. 87, A BILL TO BE ENTITLED AN ACT RELATING TO RICHMOND COUNTY, is referred to the Committee on Local Government II.

By Representative Goodwin:

H.B. 88, A BILL TO BE ENTITLED AN ACT RELATING TO SCOTLAND COUNTY, is referred to the Committee on Local Government II.

By Representatives Allred and Owens (Primary Sponsors); Alexander, Arnold, Brown, Cansler, Capps, Cole, Culp, Davis, Decker, Fox, Gillespie, Gulley, Hiatt, Hill, Hurley, McComas, Melton, Miller, Moore, Morris, Nesbitt, Preston, Rayfield, Russell, Sexton, Sherrill, Smith, Starnes, Wainwright, Walend, Warner, Warren, Warwick, and G. Wilson:

H.B. 89, A BILL TO BE ENTITLED AN ACT TO REDUCE PROPERTY TAXES ON HOMESTEAD PROPERTY, TO ALLOW MORE INDIVIDUALS TO QUALIFY FOR THE HOMESTEAD TAX REDUCTION, AND TO REIMBURSE LOCAL GOVERNMENTS FOR HALF OF THE REVENUE LOSS DUE TO THE HOMESTEAD TAX REDUCTION, is referred to the Committee on Finance.

By Representatives Owens, Church, Gillespie, Hill, Smith, and Wainwright:

H.B. 90, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE LAND RECORDS MANAGEMENT PROGRAM FOR MATCHING GRANTS TO COMPLETE MAPPING PROJECTS IN EVERY COUNTY, is referred to the Committee on Appropriations.

By Representatives Haire and Ramsey:

H.B. 91, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE STABILIZATION AND RENOVATION OF THE HISTORIC JACKSON COUNTY COURTHOUSE, is referred to the Committee on Appropriations.

MESSAGE FROM THE SENATE

The following is received from the Senate:

Committee Substitute for **S.B. 17**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DEFINITION OF "ECONOMIC DEVELOPMENT AND TOURIST DISTRICT", is read the first time and referred to the Committee on Judiciary III.

ADDENDA TO COMMITTEE ASSIGNMENTS

February 16, 1999

The Speaker makes the following committee assignments:

SELECT COMMITTEE ON THE TOBACCO SETTLEMENT: Add Representative Redwine.

ALCOHOLIC BEVERAGE CONTROL: Remove Representatives Horn and Setzer; move Representative Miller to Vice Chair; and add Representatives McComas and Hunter.

AGRICULTURE: Remove Representative McAllister and move Representative Brown to Vice Chair.

CULTURAL RESOURCES: Add Representative Adams.

EDUCATION: Move Representative Jeffus to Vice Chair.

SUBCOMMITTEE ON PRE-SCHOOL, ELEMENTARY AND SECONDARY EDUCATION, add Representatives Arnold, Jarrell, Jeffus, and Nesbitt.

SUBCOMMITTEE ON COMMUNITY COLLEGES, add Representative Smith.

FINANCIAL INSTITUTIONS: Remove Representative Walend, add Representatives Allred and Smith.

HEALTH: Add Representative Allred.

HIGHWAY SAFETY: Remove Representative Smith, add Representatives Alexander, Hurley, and Sexton.

INSURANCE: Add Representative Smith, move Representative Saunders to Vice Chair.

JUDICIARY I: Remove Representative Adams, add Representative Moore.

JUDICIARY II: Remove Representative Moore, add Representative Dedmon.

LOCAL GOVERNMENT I: Remove Representative Jeffus.

STATE PERSONNEL: Remove Representative Bowie.

TECHNOLOGY: Remove Representative Saunders.

TRAVEL AND TOURISM: Remove Representative Boyd-McIntyre, add Representative Nesbitt.

RE-REFERRALS

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, the following bills are withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the following Committees:

H.B. 14, AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT AN ELEVATOR IN THE YMI CULTURAL CENTER IN THE CITY OF ASHEVILLE, is re-referred to the Committee on Judiciary IV;

H.B. 19, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CERTAIN CASINO BOATS FROM OPERATING IN NORTH CAROLINA AND TO REGULATE CERTAIN CASINO BOATS THAT OPERATE IN NORTH CAROLINA PURSUANT TO FEDERAL LAW AND TO LEVY A PRIVILEGE TAX ON GAMBLING BOATS OPERATING IN NORTH CAROLINA AND TO REQUIRE WITHHOLDING FROM CERTAIN GAMBLING BOAT WINNINGS, is re-referred to the Committee on Judiciary I and, if favorable, to the Committee on Finance;

H.B. 21, AN ACT CONCERNING ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF CLAYTON, is re-referred to the Committee on Local Government II;

H.B. 23, AN ACT TO IMPROVE EDUCATIONAL OPPORTUNITIES FOR NORTH CAROLINIANS ATTENDING COMMUNITY COLLEGES, is re-referred to the Committee on Education and, if favorable, to the Committee on Appropriations;

H.B. 24, AN ACT TO AMEND THE PHARMACY PRACTICE ACT TO DEFINE THE TERM MOBILE PHARMACY AND TO ALLOW SUCH A PHARMACY TO REGISTER ANNUALLY WITH THE BOARD OF PHARMACY, is re-referred to the Committee on Health and, if favorable, to the Committee on Finance;

H.B. 27, AN ACT TO PROVIDE IMMUNITY FROM LIABILITY FOR CERTAIN LICENSED HEALTH CARE FACILITIES THAT PROVIDE TEMPORARY SHELTER OR SERVICES DURING DISASTERS AND EMERGENCIES, is re-referred to the Committee on Judiciary II;

H.B. 31, AN ACT TO AUTHORIZE THE CITY OF SHELBY TO CONVEY CERTAIN DESCRIBED PROPERTY BY PRIVATE SALE TO THE COUNCIL ON THE AGING OF CLEVELAND COUNTY, NORTH CAROLINA, INC., is re-referred to the Committee on Local Government II;

H.B. 34, AN ACT PROVIDING FOR LOSS OF DRIVERS LICENSE WHEN CERTAIN PROVISIONAL LICENSEES COMMIT DESIGNATED ACTS, is re-referred to the Committee on Judiciary IV;

H.B. 35, AN ACT TO APPROVE THE CREATION OF THE NONPROFIT CORPORATION ESTABLISHED PURSUANT TO COURT ORDER FOR THE PURPOSES OF RECEIPT AND DISTRIBUTION OF FIFTY PERCENT OF THE FUNDS RECEIVED BY THE STATE IN STATE OF NORTH CAROLINA V. PHILIP MORRIS INCORPORATED, ET AL., is re-referred to the Select Committee on Tobacco Settlement;

H.B. 36, AN ACT TO REPEAL THE PROHIBITION ON REIMBURSEMENT FOR SERVICES PROVIDED BY SCHOOL-BASED HEALTH CLINICS UNDER THE CHILDREN'S HEALTH INSURANCE PROGRAM, is re-referred to the Committee on Health;

H.B. 37, AN ACT REQUIRING THE CONSENT OF LENOIR AND WAYNE COUNTIES BEFORE LAND IN THOSE COUNTIES MAY BE CONDEMNED OR ACQUIRED BY A UNIT OF LOCAL GOVERNMENT OUTSIDE THOSE COUNTIES, is re-referred to the Committee on Local Government I;

H.B. 38, AN ACT TO MAKE IT A FELONY TO ASSAULT A LAW ENFORCEMENT OFFICER, is re-referred to the Committee on Law Enforcement and, if favorable, to the Committee on Judiciary III;

H.B. 41, AN ACT TO BROADEN THE LAW PROVIDING FOR THE ESTABLISHMENT OF CARTWAYS, is re-referred to the Committee on Judiciary I;

H.B. 44, AN ACT TO CONSOLIDATE THE TOWN OF ALEXANDER MILLS INTO THE TOWN OF FOREST CITY, is re-referred to the Committee on Local Government II;

H.B. 50, AN ACT TO AUTHORIZE THE CITY OF FAYETTEVILLE TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, is re-referred to the Committee on Judiciary IV;

H.B. 57, AN ACT TO ENHANCE MOTOR VEHICLE OCCUPANT RESTRAINT SAFETY, is re-referred to the Committee on Highway Safety and, if favorable, to the Committee on Judiciary I; and

S.B. 6, AN ACT TO APPROVE THE CREATION OF THE NONPROFIT CORPORATION ESTABLISHED PURSUANT TO COURT ORDER FOR THE PURPOSES OF RECEIPT AND DISTRIBUTION OF FIFTY PERCENT OF THE FUNDS RECEIVED BY THE STATE IN STATE OF NORTH CAROLINA V. PHILIP MORRIS INCORPORATED, ET AL., is re-referred to the Select Committee on Tobacco Settlement.

On motion of Representative Culpepper, seconded by Representative Ramsey, the House adjourns at 2:12 p.m. to reconvene February 17 at 2:00 p.m.

THIRTEENTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, February 17, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

“Almighty God, who loves and heals, protects, and administers justice, let Your Spirit fall fresh upon us. Committees are now meeting. Deals are now being constructed and being run past the appropriate leaders. Lobbyists are working for their respective agendas. We are, as we like to say, in the full swing of things. As we cease from these activities for these few, but precious moments, check our hearts. Remind us of why we are here, to whom we are accountable, and give us the inner strength and the courage to evaluate our motivation. Why are we doing what we are doing? For whom are we doing it? Where there is nothing to gain but personal political advantage, help us to yield to the side of humility. Where there is nothing to gain but victory at the expense of others, help us to yield to the sides of mercy and justice. ‘Let justice roll down like thunder’, O God, and bring to each one of us here, a clearer understanding of servanthood, humility, integrity, and honor, not for our sake, but for Thine. Amen.”

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 16 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (106-0).

Leaves of absence are granted Representatives Baddour and Blue for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Goodwin and Gibson (Primary Sponsors); Allen, Barefoot, Bonner, Bridgeman, Buchanan, Church, Cox, Cunningham, Dedmon, Hackney, Haire, Hill, Horn, Hunter, Hurley, Jarrell, Justus, Melton, Moore, Morris, Preston, Saunders, Sexton, Sutton, Thomas, Tolson, Tucker, Wainwright, Warner, Warren, and Yongue:

H.B. 92, A BILL TO BE ENTITLED AN ACT TO INCREASE THE ALLOCATION TO EACH VETERANS' AFFAIRS OFFICE IN THE STATE, AN ACT TO INCREASE THE ALLOCATION TO EACH VETERANS' AFFAIRS OFFICE IN THE STATE, is referred to the Committee on Appropriations.

By Representatives Gillespie, Buchanan, Justus, and Thompson:

H.B. 93, A BILL TO BE ENTITLED AN ACT TO EXTEND FOR ONE YEAR THE DEADLINE FOR MATCHING COMMUNITY

COLLEGE BOND FUNDS, is referred to the Committee on Education, Subcommittee on Community Colleges and, if favorable, to the Committee on Appropriations.

By Representatives Michaux and Luebke:

H.B. 94, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO ALLOW ELECTION OF SUPERIOR COURT BY DIVISION, AND TO IMPLEMENT THAT AMENDMENT, is referred to the Committee on Judiciary IV.

By Representatives Michaux and Luebke:

H.B. 95, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CONSUMER FINANCE ACT TO INCREASE THE AMOUNT OF LOANABLE ASSETS REQUIRED BEFORE AN ENTITY IS LICENSED TO ENGAGE IN BUSINESS IN THE STATE, TO REVISE THE AMOUNT OF, AND MAXIMUM RATE OF INTEREST FOR, SMALL LOANS, TO ESTABLISH A LOAN PROCESSING FEE FOR CERTAIN LOANS, TO REPEAL OBSOLETE PROVISIONS OF LAW, AND TO MAKE CONFORMING CHANGES, is referred to the Committee on Financial Institutions and, if favorable, to the Committee on Finance.

By Representative Edwards:

H.B. 96, A BILL TO BE ENTITLED AN ACT TO RESTORE AND APPLY RETROACTIVELY THE EXEMPTION FROM LICENSURE FOR CERTAIN ADULT CARE HOMES MAINTAINED OR OPERATED BY A UNIT OF GOVERNMENT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Sutton, Yongue, and Bonner (Primary Sponsors); Barefoot, Buchanan, Goodwin, Kiser, Saunders, and Wainwright:

H.B. 97, A BILL TO BE ENTITLED AN ACT TO RESTORE THE STATUTE PROVIDING FOR LEGISLATORS TO RECEIVE THE SAME ACROSS-THE-BOARD PAY INCREASES AS STATE EMPLOYEES BEGINNING WITH THE 2001 SESSION, is referred to the Committee on Appropriations.

By Representatives Sutton, Yongue, Bonner, and Barefoot (Primary Sponsors); Allen, Braswell, Buchanan, Cansler, Church, Crawford, Dedmon, Earle, Goodwin, Haire, McAllister, McCrary, Moore, Owens, Rogers, Saunders, Tolson, Wainwright, and Womble:

H.B. 98, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR FOUR-YEAR TERMS FOR MEMBERS OF THE GENERAL ASSEMBLY, is referred to the Committee on Election Law and Campaign Finance Reform.

By Representative Nye:

H.B. 99, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE AUTISM SOCIETY OF NORTH CAROLINA TO COMPLETE CAMP ROYALL, is referred to the Committee on Appropriations.

By Representatives Nye, Justus, and Wainwright:

H.B. 100, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE AUTISM SOCIETY OF NORTH CAROLINA'S PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Nye and Wainwright:

H.B. 101, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ENABLE THE TEACCH PROGRAM TO PROVIDE SERVICES TO CHILDREN AND ADULTS WITH AUTISM AND OTHER COMMUNICATION HANDICAPS, is referred to the Committee on Appropriations.

By Representatives Clary, Brown, Gardner, Justus, and Morris:

H.J.R. 102, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY STATE MEDICAID RECOVERY POLICY AND LAW, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Insko, Adams, Alexander, Allred, Baddour, Barefoot, Berry, Bonner, Bowie, Braswell, Bridgeman, Church, Clary, Cole, Earle, Easterling, Fox, Goodwin, Gulley, Hackney, Haire, Hill, Howard, Hunter, Jarrell, Jeffus, Luebke, McAllister, McLawhorn, Mosley, Ramsey, Smith, Sutton, Wainwright, Warren, and Yongue:

H.B. 103, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT INSURERS THAT PROVIDE HEALTH INSURANCE COVERAGE FOR PRESCRIPTION DRUGS PROVIDE COVERAGE FOR PRESCRIBED CONTRACEPTIVE DRUGS AND DEVICES AND FOR OUTPATIENT CONTRACEPTIVE SERVICES, is referred to the Committee on Health and, if favorable, to the Committee on Insurance.

On motion of Representative Culpepper, seconded by Representative Alexander, the House adjourns at 2:10 p.m. to reconvene February 18 at 2:00 p.m.

FOURTEENTH DAY

HOUSE OF REPRESENTATIVES

Thursday, February 18, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

"Most Merciful God, Creator of us all, Your love never ends. It matters not how far we roam. It matters not how difficult we try to be. We cannot escape Your indefatigable love for our souls. You don't want us to heap upon Thee empty phrases of platitudes and false pretense. Rather, what You desire is a pure and contrite heart that truly seeks and strives after righteousness for righteousness sake. Incline our hearts to Thee, dear Lord. And, write a prescription for honesty and wholeness, for gentleness and meekness, for kindness and mercy. Let these be the fruits by which we are known. Give us the courage to forge legislation that is not couched in the same old rhetoric of politics of partisan division. Help us to move above and beyond that which seeks to separate us from each other in order to offer Your people the best that we can offer because we truly have their best interests in the forefront of our minds, our hearts, and in the belly of our souls. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 17 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (102-0).

Leaves of absence are granted Representatives Brown, Gibson, Goodwin, McComas, Mosley, Neely, and Wood for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Crawford and Allen (Primary Sponsors):

H.B. 104, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR WATER AND SEWER PROJECTS ON THE CAMP BUTNER RESERVATION, is referred to the Committee on Appropriations.

By Representatives Crawford and Allen (Primary Sponsors):

H.B. 105, A BILL TO BE ENTITLED AN ACT TO CREATE THE BUTNER ADVISORY COUNCIL AND TO ENUMERATE ITS DUTIES, is referred to the Committee on Finance.

By Representatives Hill, Redwine, and Wright:

H.B. 106, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ESTABLISHMENT OF AN ADDITIONAL ASSISTANT DISTRICT ATTORNEY POSITION IN THE THIRTEENTH PROSECUTORIAL DISTRICT, is referred to the Committee on Appropriations.

By Representatives Haire and Ramsey:

H.B. 107, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO NORTH CAROLINA INTERNATIONAL FOLK FESTIVAL, INC., FOR FOLKMOOT USA, is referred to the Committee on Appropriations.

By Representatives Buchanan, Church, and Thompson:

H.B. 108, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RENOVATE THE POPLAR COMMUNITY BUILDING IN MITCHELL COUNTY, is referred to the Committee on Appropriations.

By Representatives Nye and Wright:

H.B. 109, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF CASTLE HAYNE, SUBJECT TO A REFERENDUM, is referred to the Committee on Finance.

By Representatives Berry and Setzer (Primary Sponsors):

H.B. 110, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CATAWBA COUNTY TO LEVY A SALES AND USE TAX OF ONE PERCENT, is referred to the Committee on Finance.

By Representatives Sutton, Barefoot, Braswell, Cox, Earle, Hackney, Hardaway, Kinney, Luebke, Wainwright, and Yongue:

H.B. 111, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF CRIMINAL STATISTICS TO COLLECT AND MAINTAIN STATISTICS ON TRAFFIC LAW ENFORCEMENT, is referred to the Committee on Judiciary I.

SPECIAL MESSAGE FROM THE SENATE

1999 GENERAL ASSEMBLY

Senate Chamber
February 18, 1999

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body notifying you of the election by the Senate, pursuant to **S.R. 68**, A SENATE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

AT-LARGE CATEGORY – FOUR YEAR TERM

Freeman Edward “Ed” Broadwell, Jr.

William T. Brown

William L. Burns, Jr.

C. Cliff Cameron

Robert V. Owens III

Benjamin S. Ruffin

MINORITY POLITICAL PARTY CATEGORY – FOUR YEAR TERM

Teena S. Little

Barbara S. Perry

Respectfully,
S/Janet B. Pruitt
Principal Clerk

MESSAGE FROM THE SENATE

The following is received from the Senate:

Committee Substitute for **S.B. 26**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION ON REIMBURSEMENT FOR SERVICES PROVIDED BY SCHOOL-BASED HEALTH CLINICS UNDER THE CHILDREN'S HEALTH INSURANCE PROGRAM, is read the first time and referred to the Committee on Health.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Committee Substitute for **S.B. 108**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE STATE TO PROVIDE SCHOOL AND ACTIVITY BUSES FOR THE TRANSPORTATION NEEDS OF THE SPECIAL OLYMPICS, is read the first time and referred to the Committee on Ways and Means.

ADDENDA TO COMMITTEE ASSIGNMENTS

February 18, 1999

The Speaker makes the following committee assignments:

SELECT COMMITTEE ON HEALTH CARE DELIVERY: Move Representative Alexander to Vice Chair.

AGRICULTURE: Remove Representative Blue, add Representatives Cole and Nye.

ALCOHOLIC BEVERAGE CONTROL: Add Representative Wainwright.

APPROPRIATIONS:

SUBCOMMITTEE ON CAPITAL, add Representative Allred.

SUBCOMMITTEE ON TRANSPORTATION, add Representative Davis.

CULTURAL RESOURCES: Add Representative Tolson.

EDUCATION:

SUBCOMMITTEE ON COMMUNITY COLLEGES, add Representative Crawford.

SUBCOMMITTEE ON PRE-SCHOOL, ELEMENTARY AND SECONDARY EDUCATION, add Representative Warwick.

SUBCOMMITTEE ON UNIVERSITIES, remove Representative Crawford.

FINANCIAL INSTITUTIONS: Add Representative Buchanan.

HIGHWAY SAFETY: Add Representatives Alexander and Hurley.

INSURANCE: Add Representative Boyd-McIntyre.

JUDICIARY I: Add Representative Boyd-McIntyre.

JUDICIARY III: Remove Representative Arnold.

LOCAL GOVERNMENT I: Add Representative Barefoot.

MENTAL HEALTH: Remove Representative Boyd-McIntyre.

MILITARY, VETERAN AND INDIAN AFFAIRS: Remove Representative Hiatt.

STATE PERSONNEL: Remove Representative Hiatt.

TECHNOLOGY: Move Representative Saunders to Chair.

UNIVERSITY BOARD OF GOVERNORS NOMINATING: Move Representative Boyd-McIntyre to Vice Chair.

WAYS AND MEANS: Add Representative Blue.

WILDLIFE RESOURCES: Add Representative Sexton.

On motion of Representative Culpepper, seconded by Representative Miller, the House adjourns at 2:21 p.m. to reconvene Monday, February 22, 1999, at 8:00 p.m.

FIFTEENTH DAY**HOUSE OF REPRESENTATIVES**

Monday, February 22, 1999

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Angela M. Cook, First Presbyterian Church, Raleigh, North Carolina.

“Gracious and Loving God,
we come before You in humble thanks
for the gift of life and the beauty of creation.
Each day we are surrounded by new wonders
And the awesomeness of what we have.

“This evening, we pray especially for the leaders
of this our State of North Carolina.
Give them wisdom and strength
to be led to make decisions for the good of all people.

“Help each one of us to be led on right paths
and not swayed to find easy answers to difficult situations.
Allow each of Your people the ability and awareness
and understanding to lead the people and the government
to act with love and compassion.

“O, Lord,
each person in Your creation is unique and special.
There are many different gifts and talents.
Help our leaders utilize their gift of leadership
and discernment to pave the way toward
a bright and bountiful future for our communities,
state, country and world.”

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 18 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (89-0).

Leaves of absence are granted Representatives Daughtry, Ellis, Kinney, McAllister, Morgan, Teague, and Tucker for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Barefoot, Alexander, Bridgeman, Buchanan, Church, Cox, Culpepper, Edwards, Fox, Haire, Hensley, Hurley, Kinney, Kiser, Luebke, McComas, McCombs, McCrary, McLawhorn, Melton, Oldham, Rayfield, Rogers, Smith, Sutton, Tolson, Tucker, Warren, Warwick, and Yongue:

H.B. 112, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM TRANSFER ON DEATH (TOD) SECURITY REGISTRATION ACT, is referred to the Committee on Judiciary II.

By Representatives Haire and Ramsey:

H.B. 113, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE THE CONSTRUCTION OF THE FINE AND PERFORMING ARTS CENTER AT WESTERN CAROLINA UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Hiatt, Alexander, and Insko (Primary Sponsors); Hensley, Sherrill, Smith, and Tolson:

H.B. 114, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ATTORNEY REPRESENTATION OF CHILDREN REPRESENTED BY GUARDIAN AD LITEM PROGRAM THROUGHOUT PROCEEDINGS OF THE CASE, is referred to the Committee on Judiciary IV.

By Representative Goodwin:

H.R. 115, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF NOAH GIBSON FOR WHOM THE TOWN OF GIBSON IS NAMED, ON THE TOWN'S ONE HUNDREDTH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Adams, Hunter, Mitchell, and Womble:

H.B. 116, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A GENERAL CLASSROOM AND LABORATORY BUILDING AT NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Adams, Hunter, McAllister, Michaux, Mitchell, and Womble:

H.B. 117, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY FOR LAND ACQUISITION, is referred to the Committee on Appropriations.

By Representatives Redwine, Mosley, Preston, and Smith:

H.J.R. 118, A JOINT RESOLUTION TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE ITS STUDY OF COASTAL BEACH MOVEMENT AND STORM MITIGATION ISSUES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Sutton, Barefoot, Bonner, Church, Earle, Fox, Haire, Hill, Moore, Nye, Owens, Saunders, Tolson, and Yongue:

H.B. 119, A BILL TO BE ENTITLED AN ACT TO ALLOW CITIES AND COUNTIES TO EXERCISE THE POWER OF EMINENT DOMAIN FOR ECONOMIC DEVELOPMENT PURPOSES, is referred to the Committee on Local Government II.

By Representative Owens:

H.B. 120, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE PROCEDURES FOR NOTIFYING OWNERS AND ADVERTISING TAX LIENS ON REAL PROPERTY AND TO AUTHORIZE COUNTIES TO PROHIBIT REGISTRATION OF DEEDS IF DELINQUENT TAXES ARE OWED ON THE PROPERTY, is referred to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 23**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGULATING MASS GATHERINGS, is read the first time and referred to the Committee on Judiciary III.

Committee Substitute for **S.J.R. 32**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF ROBERT KOGER MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

INTRODUCTION OF PAGES

Pages for the week of February 22 are introduced to the membership. They are: Krysta Davis of Union; Antonio Dunn of Northampton; Samuel Evans of Union; Kristin Hawley of Brunswick; Jamie Inman of Brunswick; Amanda Johnson of Union; David Kelly of Burke; Adam Mehaffey of Yadkin; William G.M. Schwarzer of Dare; and the following members of the Needham Broughton High School ROTC Program of Wake County - Tripp Bridges, Ember Ferguson, Zachary Keefer, and Tyrone Wiggs.

On motion of Representative Culpepper, seconded by Representative Hackney, the House adjourns at 8:14 p.m. to reconvene February 23 at 4:00 p.m.

SIXTEENTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, February 23, 1999

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

"Almighty God, You are from everlasting to everlasting. You created all things, and from You all things came into being. As we walk the respective lives we live, there is an innate tendency to forget that we are the creation and not the Creator. We often assume that we can use our positions of influence as well as our God-given gifts and abilities to shape the world around us into our own image. Holy Scripture reminds us that the

world, and all that is within it, was created in Your image, and it, along with Your people, belong to You. There is perhaps, no greater responsibility than that of public service, where the lives of so many others are affected by a selected few. Eternal God, write upon each one of us a constant reminder of our need for humility so that the work we do may be a reflection of God's grace and an instrument of peace in the lives of others. We pray and submit our will to You with humble hearts. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 22 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (98-0).

Leaves of absence are granted Representatives Davis, Hiatt, Morgan, Setzer, Teague, and Tucker for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Culpepper:

H.B. 121. A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW CONCERNING INTEREST ON MONEY JUDGMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Finance.

By Representative Culpepper:

H.J.R. 122, A JOINT RESOLUTION AUTHORIZING THE GENERAL STATUTES COMMISSION TO STUDY UNIFORM COMMERCIAL CODE REVISED ARTICLE 9 (SECURED TRANSACTIONS) AND TO REPORT TO THE 1999 GENERAL ASSEMBLY, REGULAR SESSION 2000, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Haire:

H.B. 123, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES IN THE 52ND HOUSE DISTRICT, is referred to the Committee on Local Government II.

By Representative Haire:

H.B. 124, A BILL TO BE ENTITLED AN ACT RELATING TO THE 52ND HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Bonner, Sutton, and Yongue:

H.B. 125, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF FAIRMONT FOR THE CONSTRUCTION OF A COMMUNITY BUILDING, is referred to the Committee on Appropriations.

By Representatives Bonner, Sutton, and Yongue:

H.B. 126, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST THE TOWN OF MAXTON WITH ITS DOWNTOWN REVITALIZATION PROGRAM, is referred to the Committee on Appropriations.

By Representatives Gulley, Baker, Capps, Church, Davis, Hiatt, McMahan, Rayfield, Sexton, Teague, and C. Wilson:

H.B. 127, A BILL TO BE ENTITLED AN ACT TO PERMIT CHILDREN TO ATTEND COMMUNITY SCHOOLS, is referred to the Committee on Education.

By Representatives Cansler, Sherrill, and Walend (Primary Sponsors); and Nesbitt:

H.B. 128, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL PAY THE NONBETTERMENT COSTS OF UTILITY RELOCATIONS FOR WATER AND SEWER LINES OWNED BY A SYSTEM CREATED PURSUANT TO ARTICLE 20 OF CHAPTER 160A OF THE GENERAL STATUTES, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representative Walend:

H.B. 129, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF BREVARD TO CONVEY CERTAIN PARCELS OF REAL PROPERTY TO PRIVATE LANDOWNERS IN EXCHANGE FOR PUBLIC RIGHTS-OF-WAY, is referred to the Committee on Local Government I.

By Representatives Rayfield, Bridgeman, Cansler, Capps, Davis, Eddins, Gillespie, Gulley, Morris, Preston, Sherrill, Smith, Starnes, and Walend:

H.B. 130, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA, IF APPROVED BY THE VOTERS IN THE 2000 GENERAL ELECTION, TO AUTHORIZE THE GENERAL ASSEMBLY TO ENACT LEGISLATION ALLOWING EACH COUNTY TO (I) INCREASE THE AMOUNT OF THE PROPERTY TAX HOMESTEAD EXEMPTION FOR LOW-INCOME ELDERLY AND DISABLED INDIVIDUALS IN THAT COUNTY AND (II) RAISE THE DEFINITION OF "LOW-INCOME" SO THAT MORE ELDERLY AND DISABLED INDIVIDUALS CAN QUALIFY FOR THE EXEMPTION, is referred to the Committee on Finance.

By Representatives Rogers, Edwards, McLawhorn, Smith, Tolson, Wainwright, and Warren:

H.B. 131, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A DIABETES CENTER AT EAST CAROLINA UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Rogers, Brown, Culpepper, Edwards, Smith, and Wainwright:

H.B. 132, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE VERNON JAMES RESEARCH AND EXTENSION CENTER, is referred to the Committee on Appropriations.

By Representatives Rogers, Barefoot, Brown, Cox, Culpepper, Dedmon, Edwards, Fox, Gibson, Haire, Horn, Hurley, Justus, Kinney, Kiser, McCrary, McLawhorn, Melton, Morris, Ramsey, Sherrill, Smith, Sutton, Thomas, Tolson, Wainwright, Warner, and Warren:

H.B. 133, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PROPERTY TAX MOTOR VEHICLES OWNED BY TOTALLY DISABLED VETERANS AND TO REIMBURSE LOCAL GOVERNMENTS FOR THE RESULTING REVENUE LOSS, is referred to the Committee on Transportation.

By Representative Sherrill:

H.B. 134, A BILL TO BE ENTITLED AN ACT RELATING TO BUNCOMBE COUNTY AND TO THE MUNICIPALITIES LOCATED IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Sherrill:

H.B. 135, A BILL TO BE ENTITLED AN ACT RELATING TO BUNCOMBE COUNTY AND TO THE MUNICIPALITIES LOCATED IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Culpepper, seconded by Representative Fox, the House adjourns at 4:16 p.m. to reconvene February 24 at 4:00 p.m.

SEVENTEENTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, February 24, 1999

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

"Gracious God, who is never too busy to pour out Your grace upon us and fill our hearts with love. The busyness of our lives carries us out into crowded streets, cramped elevators, long lunch lines, and many other venues that keep us going and going and going. It is not very often that we slow down long enough to realize that we are spiritually out of breath, hungry and thirsting for a moment of solitude and a visit from the Holy One. We can fill our day planners so full that by the end of the day, if we pause long enough to think before placing our heads on our pillows, we discover that we have left no time for the sacred and the holy. Indeed, we left no time for You, O Lord. Forgive us for forgetting You when by Your indescribable love for us, You have never forgotten us. Forgive us for not including time for You in our day-to-day activities when by Your omnipotence, You are never too busy to hear us when we pray. O God, who is eternal in the heavens, yet wholly accessible to each and every one of us, have mercy upon us, we pray. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 23 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (107-0).

Leaves of absence are granted Representatives Adams, Hiatt, and Thompson for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Hackney for the Committee on Judiciary I:

H.B. 19, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CERTAIN CASINO BOATS FROM OPERATING IN NORTH CAROLINA AND TO REGULATE CERTAIN CASINO BOATS THAT OPERATE IN NORTH CAROLINA PURSUANT TO FEDERAL LAW AND TO LEVY A PRIVILEGE TAX ON GAMBLING BOATS OPERATING IN NORTH CAROLINA AND TO REQUIRE WITHHOLDING FROM CERTAIN GAMBLING BOAT WINNINGS, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Jarrell for the Committee on Local Government II:

H.B. 31, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF SHELBY TO CONVEY CERTAIN DESCRIBED PROPERTY BY PRIVATE SALE TO THE COUNCIL ON THE AGING OF CLEVELAND COUNTY, NORTH CAROLINA, INC., with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 1.

By Representative Nesbitt for the Committee on Ways and Means:

Committee Substitute for **S.B. 108,** A BILL TO BE ENTITLED AN ACT TO PERMIT THE STATE TO PROVIDE SCHOOL AND ACTIVITY BUSES FOR THE TRANSPORTATION NEEDS OF THE SPECIAL OLYMPICS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 2.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 33**, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF CLAYTON, is read the first time and referred to the Committee on Local Government II.

Committee Substitute for **S.B. 62**, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN NOTARIAL ACTS, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 117**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF THE JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Insko, Alexander, Bonner, Boyd-McIntyre, Earle, Easterling, Hackney, Hensley, Hunter, Luebke, Michaux, Mosley, Oldham, and Wainwright:

H.B. 136, A BILL TO BE ENTITLED AN ACT TO EXEMPT NONPROFIT CHILD CARE CENTERS FROM PROPERTY TAX, is referred to the Committee on Finance.

By Representatives Culp, Barbee, and Sexton:

H.B. 137, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE ITS STUDY OF WASTEWATER SYSTEM PERMITS AND TO PROVIDE FOR THE REAPPOINTMENT OF THE FORMER MEMBERS TO SERVE ON THE STUDY COMMITTEE, is referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Culpepper, seconded by Representative Insko, the House adjourns at 4:23 p.m. to reconvene February 25 at 2:00 p.m.

EIGHTEENTH DAY**HOUSE OF REPRESENTATIVES**

Thursday, February 25, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

“Eternal God, You who are the source of all truth, wisdom, justice, and love...lead us throughout this day of service to You. Help us to constantly rest our lives upon the eternal foundations of Thy love and presence. Save us from haste and confusion, from wrongful desire and the net of evil. Through the inspiration of Your Holy Spirit, enlighten, instruct, and guide us all day long. As we pause in the midday moment, bless the work that we have begun, make good its defects, and let us finish it in a way that is pleasing and acceptable in Your sight. This we humbly pray, Amen.”

(From: A Guide to Prayer, p. 123 and Liturgy of the Hours, USA 20th Century).

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 24 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (90-0).

Leaves of absence are granted Representatives Capps, Cunningham, Davis, Goodwin, Hiatt, McComas, Russell, Starnes, Sutton, Thompson, Wainwright, Warren and C. Wilson for today.

**REPORTS OF STANDING COMMITTEES AND
PERMANENT SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Jarrell for the Committee on Local Government II:

H.B. 21, A BILL TO ENTITLED AN ACT CONCERNING ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF CLAYTON, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 44, A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE THE TOWN OF ALEXANDER MILLS INTO THE TOWN OF FOREST CITY, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 68, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOUR-YEAR TERMS FOR THE MAYOR AND ALDERMEN OF THE TOWN OF CHINA GROVE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.R. 9, A HOUSE RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF THE FOUNDING OF SCOTLAND COUNTY, with recommendation that it be adopted.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of March 1.

H.R. 115, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF NOAH GIBSON FOR WHOM THE TOWN OF GIBSON IS NAMED, ON THE TOWN'S ONE HUNDREDTH ANNIVERSARY, with recommendation that it be adopted.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of March 1.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Edwards:

H.B. 138, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW BUILDING AT BEAUFORT COUNTY COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representative Edwards:

H.B. 139, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HYDE COUNTY TO LEVY AN EXCISE TAX ON CONVEYANCES, IF APPROVED BY THE VOTERS OF THE COUNTY, is referred to the Committee on Finance.

By Representatives Wright, Hill, and McComas:

H.B. 140, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES FOR PLANNING AND INITIAL DEVELOPMENT OF A REGIONAL PUBLIC SAFETY TRAINING CENTER AT THE NORTH CAMPUS OF THE CAPE FEAR COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Wright, Hunter, and Luebke:

H.B. 141, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE EFFORTS FOR THE PREVENTION OF AIDS/HIV, is referred to the Committee on Appropriations.

By Representative Wright:

H.B. 142, A BILL TO BE ENTITLED AN ACT TO DESIGNATE ENTERPRISE TAX ZONES AND PROVIDE INCENTIVES FOR BUSINESS DEVELOPMENT IN THE ZONES, is referred to the Committee on Economic Growth and Community Development and, if favorable, to the Committee on Finance.

By Representative Wright:

H.B. 143, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FINE FOR UNLAWFUL PARKING IN HANDICAPPED PARKING SPACES, is referred to the Committee on Judiciary III.

By Representatives Wright, Hill, and McComas:

H.B. 144, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RENOVATE AND REPAIR CAPE FEAR COMMUNITY

COLLEGE'S DOCK FACILITY THAT SUPPORTS A RESEARCH VESSEL USED FOR THE COLLEGE'S MARINE TECHNOLOGY PROGRAM, is referred to the Committee on Appropriations.

By Representatives Tolson, Hardaway, and Warren:

H.B. 145, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SPECIAL ELECTION FOR A VACANCY ON THE EDGECOMBE COUNTY BOARD OF EDUCATION AND TO PROVIDE THAT FUTURE VACANCIES ON THE BOARD SHALL BE FILLED ONLY UNTIL THE NEXT REGULARLY SCHEDULED ELECTION FOR THE BOARD RATHER THAN FOR THE REMAINDER OF THE TERM, is referred to the Committee on Local Government I.

By Representative Culpepper:

H.B. 146, A BILL TO BE ENTITLED AN ACT TO BE KNOWN AS THE NORTH CAROLINA UNIFORM PRUDENT INVESTOR ACT, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary IV.

By Representative Braswell:

H.B. 147, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DUPLIN COUNTY CENTER FOR LEADERSHIP, is referred to the Committee on Appropriations.

By Representatives Warren, Edwards, McLawhorn, Rogers, and Tolson:

H.B. 148, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE NORTH CAROLINA GEOGRAPHIC ALLIANCE, is referred to the Committee on Appropriations.

By Representatives Warren, Edwards, McLawhorn, Rogers, and Tolson:

H.B. 149, A BILL TO BE ENTITLED AN ACT TO REDUCE THE PISTOL PERMIT FEE IN PITT COUNTY FROM TWENTY DOLLARS TO FIVE DOLLARS, is referred to the Committee on Local Government I.

By Representatives Owens, Alexander, and Fox (Primary Sponsors); Culpepper, Hardaway, Hill, Hunter, McComas, and Preston:

H.J.R. 150, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF L. W. LOCKE, FORMER MEMBER OF THE GENERAL

ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Church and Buchanan (Primary Sponsors):

H.B. 151, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF DREXEL IN BURKE COUNTY FOR CONSTRUCTION OF PUBLIC FACILITIES ON THE TOWN'S FAIRGROUND PROPERTY, is referred to the Committee on Appropriations.

By Representatives Church and Buchanan (Primary Sponsors):

H.B. 152, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO BURKE COUNTY FAIR, INC., FOR CONSTRUCTION OF PUBLIC FACILITIES ON THE COUNTY'S FAIRGROUND PROPERTY, is referred to the Committee on Appropriations.

By Representatives Yongue, Bonner, and Sutton (Primary Sponsors):

H.B. 153, A BILL TO BE ENTITLED AN ACT TO CHANGE THE FILING PERIOD FOR THE HOKE COUNTY BOARD OF EDUCATION, is referred to the Committee on Local Government II.

By Representatives Yongue, Bonner, and Sutton:

H.B. 154, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF HOKE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Yongue, Bonner, and Sutton:

H.B. 155, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF ROBESON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Yongue, Bonner, and Sutton:

H.B. 156, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF ROBESON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Yongue and Bonner:

H.B. 157, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF SCOTLAND COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Yongue, Bonner, and Sutton:

H.B. 158, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF HOKE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Goodwin, Bonner, and Yongue:

H.B. 159, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXPAND THE SCOTLAND COUNTY SATELLITE OF RICHMOND COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Goodwin, Barefoot, Bridgeman, Cansler, Gardner, Hensley, Hill, Hunter, Melton, and Mosley:

H.B. 160, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR CHILD ABUSE THAT RESULTS IN A PERMANENT AND DEBILITATING INJURY, is referred to the Committee on Judiciary III.

By Representatives Buchanan and Church:

H.B. 161, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES TO BE ALLOCATED TO THE WESTERN PIEDMONT COMMUNITY COLLEGE BOARD OF TRUSTEES TO ESTABLISH A MODEL EARLY CHILDHOOD EDUCATION CENTER FOR BURKE COUNTY, is referred to the Committee on Appropriations.

By Representative Culpepper:

H.B. 162, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND CONFORMING CHANGES TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary IV.

By Representative Culpepper:

H.B. 163, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM TRANSFER ON DEATH (TOD) SECURITY REGISTRATION ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 29**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EXAMINATION FEES COLLECTED UNDER THE COSMETIC ART ACT, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 41**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT EVERY DWELLING UNIT LEASED AS RENTAL PROPERTY IN CERTAIN CITIES BE FURNISHED WITH A SOURCE OF HEAT, is read the first time and referred to the Committee on Small Business.

ADDENDA TO COMMITTEE ASSIGNMENTS

February 25, 1999

The Speaker makes the following committee assignments:

FINANCE: Remove Representatives Arnold and McAllister.

APPROPRIATIONS:

SUBCOMMITTEE ON CAPITAL, add Representative Arnold.

SUBCOMMITTEE ON TRANSPORTATION, add Representative McAllister.

On motion of Representative Culpepper, seconded by Representative Insko, the House adjourns at 2:21 p.m. to reconvene Monday, March 1, 1999, at 8:00 p.m.

NINETEENTH DAY

HOUSE OF REPRESENTATIVES

Monday, March 1, 1999

The House meets at 8:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

"Holy God, Who cares for us beyond measure, You know us better than we know ourselves. You know our innermost thoughts, desires, and motives. There is nothing that we do that You do not see. There is nowhere we can hide our face from Thine. Cleanse the thoughts of our hearts and minds, by the power of Your Holy Spirit, so that the work we do and the lives we live are pleasing and acceptable to Thee. Free us from the guilt and pain of our pasts that can paralyze us from moving forward in Your grace and mercy. Let us accept with joy the freedom Your forgiveness and mercy affords us. And, in and through all things, let us adore You and give You our praise. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of February 25 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (98-0).

Leaves of absence are granted Representatives Blue, Carpenter, Gray, Hensley, Moore, Nesbitt, Russell, Sutton, Thomas, and C. Wilson for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Redwine, Hill, Jeffus, Preston, Smith, Wainwright, and Warwick:

H.B. 164, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BEACH RENOURISHMENT FUND, TO ESTABLISH THE TRUSTEES OF THE FUND, TO RESERVE FIVE PERCENT OF THE UNRESERVED CREDIT BALANCE IN THE GENERAL FUND AT THE

END OF EACH FISCAL YEAR TO THE BEACH RENOURISHMENT FUND, AND TO MAKE CONFORMING STATUTORY CHANGES, is referred to the Committee on Appropriations.

By Representatives Redwine and Hill:

H.B. 165, A BILL TO BE ENTITLED AN ACT TO REENACT THE 1986 LAW PROVIDING FOR RISK-SHARING PLANS, TO AMEND THE IMMUNITY STATUTES FOR THE FAIR AND BEACH PLANS, AND TO MAKE A TECHNICAL AMENDMENT IN THE BEACH PLAN LAWS, is referred to the Committee on Insurance.

By Representative Oldham:

H.R. 166, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on University Board of Governors Nominating.

By Representatives McAllister, Hurley, Kinney, Morris, and Warner:

H.B. 167, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ADULT WORK ORDER DAY PROGRAM, is referred to the Committee on Appropriations.

By Representatives Easterling, Hardaway, and Redwine (Primary Sponsors):

H.B. 168, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is referred to the Committee on Appropriations.

By Representatives Easterling, Hardaway, and Redwine (Primary Sponsors):

H.B. 169, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is referred to the Committee on Appropriations.

By Representatives Easterling, Hardaway, and Redwine (Primary Sponsors):

H.B. 170, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS,

INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is referred to the Committee on Appropriations.

By Representatives Easterling, Hardaway, and Redwine (Primary Sponsors):

H.B. 171, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES AND OTHER PURPOSES, is referred to the Committee on Appropriations.

By Representatives Easterling, Hardaway, and Redwine (Primary Sponsors):

H.B. 172, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES AND OTHER PURPOSES, is referred to the Committee on Appropriations.

By Representatives Easterling, Hardaway, and Redwine (Primary Sponsors):

H.B. 173, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE CAPITAL IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES AND OTHER PURPOSES, is referred to the Committee on Appropriations.

By Representatives Fox, Allen, Barbee, Barefoot, Blue, Bonner, Brown, Brubaker, Buchanan, Carpenter, Church, Clary, Cole, Culp, Cunningham, Goodwin, Hackney, Haire, Hardaway, Hill, Horn, Hunter, Hurley, Kinney, McAllister, McCrary, Michaux, Miller, Miner, Mitchell, Mosley, Nesbitt, Nye, Oldham, Owens, Redwine, Saunders, Sutton, Thomas, Tolson, Wainwright, Warwick, and G. Wilson:

H.B. 174, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A MULTIPURPOSE BUILDING AT THE STATE FAIRGROUNDS, is referred to the Committee on Appropriations.

By Representatives Nesbitt and Alexander (Primary Sponsors); Adams, Baddour, Barefoot, Bonner, Bowie, Boyd-McIntyre, Church, Cunningham, Earle, Gibson, Goodwin, Hackney, Haire, Hardaway, Hensley, Hill, Hunter, Jarrell, Jeffus, Luebke, McAllister, McCombs, McCrary, Melton, Michaux, Miller, Nye, Oldham, Owens, Ramsey, Redwine, Saunders, Wainwright, Warner, Warwick, Womble, and Wright:

H.B. 175, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE ELECTION LAWS DESIGNED TO PREVENT

LONG LINES AT THE POLLS ON ELECTION DAY, is referred to the Committee on Election Law and Campaign Finance Reform.

By Representatives Nesbitt and Alexander (Primary Sponsors); Baddour, Hackney, Hensley, Hunter, Jarrell, Jeffus, Luebke, McAlister, Melton, Owens, Wainwright, and Warwick:

H.B. 176, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO THE STATE BOARD OF ELECTIONS TO IMPLEMENT NO-EXCUSE ABSENTEE VOTING, is referred to the Committee on Appropriations.

By Representatives Fox and Hunter (Primary Sponsors); Carpenter, Goodwin, Hackney, McAllister, McCrary, Michaux, Mitchell, Oldham, Wainwright, Warwick, and Womble:

H.B. 177, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA TECHNOLOGICAL DEVELOPMENT AUTHORITY, INC., is referred to the Committee on Appropriations.

By Representatives Brown and Holmes:

H.B. 178, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF JONESVILLE TO CHARGE A FEE NOT TO EXCEED FIVE DOLLARS FOR UNCERTIFIED COPIES OF POLICE INCIDENT OR ACCIDENT REPORTS AND TO AUTHORIZE THE TOWN TO GIVE ANNUAL NOTICE OF VIOLATION TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Brown and Holmes:

H.B. 179, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY BENEFIT TO MEMBERS OF THE WILKESBORO FIREMEN'S SUPPLEMENTAL PENSION FUND, is referred to the Committee on Pensions and Retirement.

By Representatives Carpenter, Allred, Baker, Buchanan, Cansler, Capps, Crawford, Davis, Howard, Kiser, Morris, Rayfield, Sexton, and Starnes:

H.B. 180, A BILL TO BE ENTITLED AN ACT TO REPEAL THE MOTOR VEHICLE SAFETY INSPECTION, is referred to the Committee on Highway Safety and, if favorable, to the Committee on Finance.

By Representative Carpenter:

H.B. 181, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Carpenter:

H.B. 182, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Carpenter:

H.B. 183, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF MACON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Carpenter:

H.B. 184, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF MACON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Carpenter:

H.B. 185, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CHEROKEE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Carpenter:

H.B. 186, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CLAY COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Carpenter:

H.B. 187, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Rogers, Bowie, Culpepper, Edwards, Grady, Hurley, McLawhorn, Nye, Owens, Preston, Redwine, Smith, Thomas, Tolson, Wainwright, Warner, Warren, and Yongue:

H.B. 188, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE SCIENCE AND TECHNOLOGY BUILDING AT EAST CAROLINA UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Cansler, Walend, and Sherrill (Primary Sponsors):

H.B. 189, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE ANNUAL FUNDING FOR THE TOURISM 2000 GROWTH INITIATIVE, is referred to the Committee on Appropriations.

By Representative Cansler:

H.B. 190, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE STATE HOSPITALS TO SHARE PEER REVIEW INFORMATION WITH ACCREDITING ORGANIZATIONS, is referred to the Committee on Judiciary II.

By Representatives Gardner, McCombs, and Miller (Primary Sponsors); Adams, Alexander, Barefoot, Bowie, Buchanan, Clary, Culp, Dockham, Esposito, Gillespie, Gray, Gulley, Hensley, Holmes, Jeffus, Luebke, McMahan, Miner, Moore, Morris, Mosley, Sexton, Tolson, C. Wilson, and G. Wilson:

H.B. 191, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RENOVATE THE BACK SHOP AT THE NORTH CAROLINA TRANSPORTATION MUSEUM AT HISTORIC SPENCER SHOPS, is referred to the Committee on Appropriations.

By Representatives Preston, Arnold, Boyd-McIntyre, Gardner, Grady, Insko, McCombs, Morris, Oldham, Rogers, Warner, and Yongue:

H.B. 192, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE FUNDING FOR CHILDREN WITH SPECIAL NEEDS, is referred to the Committee on Appropriations.

By Representative Preston:

H.B. 193, A BILL TO BE ENTITLED AN ACT TO ALLOW PERSONS TO OBTAIN HOMEOWNERS' INSURANCE WITHOUT PURCHASING COVERAGE FOR STRUCTURES OTHER THAN RESIDENTIAL DWELLINGS, is referred to the Committee on Insurance.

By Representatives Tucker and Wainwright (Primary Sponsors):

H.B. 194, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW HEADQUARTERS BUILDING AT THE JONES COUNTY FORESTRY HEADQUARTERS, is referred to the Committee on Appropriations.

By Representatives Sutton, Bonner, and Yongue:

H.B. 195, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN ADDITIONAL SITE OF THE NORTH CAROLINA INDIAN CULTURAL CENTER, is referred to the Committee on Appropriations.

By Representatives Sutton, Bonner, and Yongue:

H.B. 196, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE COMMISSION ON INDIAN AFFAIRS TO FUND THE COMMISSION'S STATE RECOGNITION PROCESS, is referred to the Committee on Appropriations.

By Representatives Sutton, Bonner, and Yongue:

H.B. 197, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT THE COLLECTION OF NATIVE AMERICAN DATA ON ALL STATE LEVELS, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Alexander, Insko, Luebke, and Wainwright:

H.B. 198, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE ISSUANCE OF A NEW ADULT CARE HOME LICENSE TO AN APPLICANT WHO WAS THE LICENSEE OR ADMINISTRATOR OF AN ADULT CARE HOME THE LICENSE OF WHICH HAD BEEN REVOKED OR DOWNGRADED TO PROVISIONAL STATUS OR AGAINST WHICH A TYPE A PENALTY HAD BEEN ASSESSED, is referred to the Committee on Judiciary I.

By Representatives Hackney, Alexander, Baddour, Barefoot, Easterling, Insko, Jarrell, Luebke, Melton, Miller, Preston, Redwine, Sherrill, and Wainwright:

H.B. 199, A BILL TO BE ENTITLED AN ACT TO MODIFY THE GENERAL STATUTES TO IMPLEMENT CERTAIN RECOMMENDATIONS OF THE GOVERNOR'S TASK FORCE ON DOMESTIC VIOLENCE, is referred to the Committee on Judiciary I.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 8**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT AN ACT TO AMEND THE CONSTITUTION TO LIMIT THE LENGTH OF LEGISLATIVE SESSIONS AND TO PROVIDE FOUR-YEAR TERMS FOR MEMBERS OF THE SENATE, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 9**, A BILL TO BE ENTITLED AN ACT TO LIMIT THE LENGTH OF LEGISLATIVE SESSIONS AND TO PROVIDE FOUR-YEAR TERMS FOR MEMBERS OF THE SENATE, which passed the Senate by a three-fifth's majority vote, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.J.R. 78, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENT OF HAL D. LINGERFELT AS COMMISSIONER OF BANKS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

H.R. 9, A HOUSE RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF THE FOUNDING OF SCOTLAND COUNTY.

Representative Yongue offers Amendment No. 1 which is adopted.

The resolution, as amended, is adopted, by electronic vote (98-0), and ordered engrossed and printed.

H.R. 115, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF NOAH GIBSON FOR WHOM THE TOWN OF GIBSON IS NAMED, ON THE TOWN'S ONE HUNDREDTH ANNIVERSARY.

The resolution is adopted, by electronic vote (99-0), and ordered printed.

H.B. 31, AN ACT TO AUTHORIZE THE CITY OF SHELBY TO CONVEY CERTAIN DESCRIBED PROPERTY BY PRIVATE SALE TO THE COUNCIL ON THE AGING OF CLEVELAND COUNTY, NORTH

CAROLINA, INC., passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

INTRODUCTION OF PAGES

Pages for the week of March 1 are introduced to the membership. They are: Jaimee Chavis of Robeson; Raymond Clark of Rockingham; Jessica Grafton of Rockingham; Christin Huisman of Wake; Catherine Jones of Columbus; Mary Catherine Knight of Richmond; Christina McGrady of Wayne; Amber Russ of Iredell; Gary Sevits of Cumberland; and Melissa Weston of Johnston.

On motion of Representative Culpepper, seconded by Representative Hackney, the House adjourns at 8:35 p.m. to reconvene March 2 at 4:00 p.m.

TWENTIETH DAY

HOUSE OF REPRESENTATIVES

Tuesday, March 2, 1999

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

"Eternal and Everloving God, You are always more ready to hear us than we are to pray. You know what we ask before asking and You know our ignorance in asking. As we shrink before the mystery of Your infinite love, hear us as we pray. As we begin to shape the vision and direction of our Great State, grant unto us the clarity of our alternatives, the courage to fight for that which we believe is right and good, and the conviction to carry out our decisions with a clear conscience. Grant that we may do our work with integrity, honesty, and with the best interests of Your people always in the forefront of our hearts and minds. Have mercy upon us, dear Lord, we pray. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 1 has been examined

and found correct. Upon his motion, the Journal is approved as written by electronic vote (97-1).

Leaves of absence are granted Representatives Carpenter, Hensley, Rayfield, Sutton, Thomas, and Wood for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Goodwin, Vice Chair, for the Committee on Judiciary III:

Committee Substitute for **S.B. 17**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DEFINITION OF "ECONOMIC DEVELOPMENT AND TOURIST DISTRICT", with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Wright for the Committee on Health:

S.B. 26, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION ON REIMBURSEMENT FOR SERVICES PROVIDED BY SCHOOL-BASED HEALTH CLINICS UNDER THE CHILDREN'S HEALTH INSURANCE PROGRAM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Dedmon for the Committee on Local Government I:

H.B. 37, A BILL TO BE ENTITLED AN ACT REQUIRING THE CONSENT OF LENOIR AND WAYNE COUNTIES BEFORE LAND IN THOSE COUNTIES MAY BE CONDEMNED OR ACQUIRED BY A UNIT OF LOCAL GOVERNMENT OUTSIDE THOSE COUNTIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 4.

H.B. 129, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF BREVARD TO CONVEY CERTAIN PARCELS OF REAL PROPERTY TO PRIVATE LANDOWNERS IN EXCHANGE FOR PUBLIC RIGHTS-OF-WAY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 145, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SPECIAL ELECTION FOR A VACANCY ON THE EDGECOMBE COUNTY BOARD OF EDUCATION AND TO PROVIDE THAT FUTURE VACANCIES ON THE BOARD SHALL BE FILLED ONLY UNTIL THE NEXT REGULARLY SCHEDULED ELECTION FOR THE BOARD RATHER THAN FOR THE REMAINDER OF THE TERM, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 4. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Culpepper:

H.B. 200, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO THE FORFEITURE OF PROPERTY RIGHTS BY SLAYERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary IV.

By Representative Culpepper:

H.B. 201, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO THE APPOINTMENT OF SUCCESSOR TRUSTEES TO CONFORM TO THE RULES OF CIVIL PROCEDURE AND TO UPDATE STATUTORY LANGUAGE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary IV.

By Representatives Culpepper and Jeffus (Primary Sponsors):

H.B. 202, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROFESSIONAL CORPORATION ACT TO PERMIT CERTAIN EMPLOYEE RETIREMENT PLANS TO HOLD SECURITIES AS A LICENSEE AND TO REVISE THE DEFINITION OF A FOREIGN PROFESSIONAL CORPORATION THAT MAY BE AUTHORIZED TO DO BUSINESS IN THIS STATE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary IV.

By Representatives Nesbitt and Sherrill:

H.B. 203, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO PROVIDE BASE FUNDING FOR THE COLBURN GEM AND MINERAL MUSEUM IN THE CITY OF ASHEVILLE, is referred to the Committee on Appropriations.

By Representatives Insko, Mosley, and Warwick:

H.B. 204, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE SUNSET ON USING SAVED EMPLOYER FICA CONTRIBUTIONS TO PAY THE ADMINISTRATIVE EXPENSES OF THE FLEXIBLE BENEFITS PROGRAM, is referred to the Committee on Pensions and Retirement.

By Representatives Yongue and Bonner:

H.B. 205, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF SCOTLAND COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Tucker:

H.B. 206, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF WALLACE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Thompson and Buchanan:

H.B. 207, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF BURKE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Thompson and Buchanan:

H.B. 208, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF MITCHELL COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Thompson and Buchanan:

H.B. 209, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF AVERY COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Thompson and Buchanan:

H.B. 210, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CATAWBA COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Thompson and Buchanan:

H.B. 211, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CALDWELL COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Thompson and Buchanan:

H.B. 212, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF SPRUCE PINE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Jeffus and Wainwright (Primary Sponsors); Adams, Boyd-McIntyre, Easterling, Hunter, Insko, Jarrell, Luebke, McLawhorn, Mosley, Sherrill, and Wright:

H.B. 213, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA HUMANITIES COUNCIL, is referred to the Committee on Appropriations.

By Representatives Jeffus, Mosley, and Wainwright (Primary Sponsors):

H.B. 214, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE LAND RECORDS STATUTES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Preston:

H.B. 215, A BILL TO BE ENTITLED AN ACT TO EXTEND THE MORATORIUM ON ISSUING SHELLFISH CULTIVATION LEASES IN CORE SOUND, TO REQUIRE THE DIVISION OF MARINE FISHERIES AND THE PRIMARY INVESTIGATOR TO REPORT THE RESULTS OF THE SHELLFISH MAPPING AND HUMAN USE MAPPING OF CORE SOUND TO THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE AND THE MARINE FISHERIES COMMISSION, AND TO REQUIRE THE MARINE FISHERIES COMMISSION TO REVIEW THESE RESULTS AND REPORT ITS FINDINGS AND RECOMMENDATIONS TO THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, is referred to the Committee on Environment and Natural Resources.

By Representative Preston:

H.B. 216, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO DIRECT THE STATE BOARD OF EDUCATION TO EXTEND ITS REVIEW AND EVALUATION OF CHARTER SCHOOLS, is referred to the Committee on Education.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 57**, A BILL TO BE ENTITLED AN ACT PROVIDING FOR LOSS OF DRIVERS LICENSE PRIVILEGES BY CERTAIN PERSONS UNDER THE AGE OF EIGHTEEN FOR COMMITTING DESIGNATED ACTS, is read the first time and referred to the Committee on Judiciary IV.

Committee Substitute for **S.B. 59**, A BILL TO BE ENTITLED AN ACT TO AMEND THE PHARMACY PRACTICE ACT TO PERMIT CERTAIN NONPROFIT CORPORATIONS TO OPERATE MOBILE PHARMACIES AND TO ALLOW SUCH PHARMACIES TO REGISTER ANNUALLY WITH THE BOARD OF PHARMACY, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Finance.

CALENDAR

Action is taken on the following:

Committee Substitute for **S.B. 108**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE STATE TO PROVIDE SCHOOL AND ACTIVITY BUSES FOR THE TRANSPORTATION NEEDS OF THE SPECIAL OLYMPICS, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill passes its third reading, and is ordered enrolled and presented to the Governor.

RE-REFERRALS

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, the following bills are withdrawn from committees.

H.B. 43, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY PENSION FOR MEMBERS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is withdrawn from the Committee on Finance and re-referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

S.J.R. 32, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF ROBERT KOGER MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Public Utilities.

S.J.R. 78, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENT OF HAL D. LINGERFELT AS COMMISSIONER OF BANKS, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Financial Institutions.

On motion of Representative Culpepper, seconded by Representative Bridgeman, the House adjourns at 4:18 p.m. to reconvene March 3 at 3:45 p.m.

TWENTY-FIRST DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 3, 1999

The House meets at 3:45 p.m. pursuant to adjournment and is called to order by the Speaker Pro Tempore, Representative Hackney.

The following prayer is offered by the Reverend Jim Harry, House Chaplain.

“Gracious God, who taketh away the sins of the world, have mercy upon us. When our love fails, Your love remains steadfast. When we turn our backs on You, You come around to greet us on the other side. When everything in our life seemingly crumbles to the ground, before we even have a chance to assess the damage, You are already on your knees picking up the pieces and putting us back together.

“O God, whose mercy and grace abideth forever, help us to see through Your constant and never-ending service to us, the example You have set for us to be servants of others. We pray that we would never become like one who wouldn't stoop low enough to help another fellow pilgrim pick up the pieces of their life, whatever the cost. True public service comes through acts of selflessness and generous acts of kindness. Hear our prayer, O Lord. When we are down, pick us up. And, when we are up, remind us to look down in order that we may not only see, but offer help to another who is in need. We seek to do good not for our sake, but for the sake and by the grace of Almighty God. Amen.”

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 2 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (85-0).

Leaves of absence are granted Representatives Blue, Carpenter, Ellis, Gray, Kinney, Luebke, Neely, and Rayfield for today.

ENROLLED BILL

The following bill is duly ratified and presented to the Governor:

S.B. 108, AN ACT TO PERMIT THE STATE TO PROVIDE SCHOOL AND ACTIVITY BUSES FOR THE TRANSPORTATION NEEDS OF THE SPECIAL OLYMPICS.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Oldham for the Committee on University Board of Governors Nominating:

H.R. 166, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, with a favorable report as to committee substitute resolution, unfavorable as to original resolution, and with recommendation that the committee substitute resolution be adopted.

Pursuant to Rule 36(b), the committee substitute resolution is placed on the Calendar of March 4. The original resolution is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representatives Warner and Yongue, Chairs, for the Standing Committee on Education, refer:

H.B. 72, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MEMBER OF THE MILITARY WHO ATTENDS A CONSTITUENT INSTITUTION OR A COMMUNITY COLLEGE SHALL ONLY BE CHARGED THE IN-STATE TUITION RATE, to the Permanent Subcommittee on Universities.

H.B. 127, A BILL TO BE ENTITLED AN ACT TO PERMIT CHILDREN TO ATTEND COMMUNITY SCHOOLS, to the Permanent Subcommittee on Pre-School, Elementary and Secondary Education.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 43,** A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE THE TOWN OF ALEXANDER MILLS INTO THE TOWN OF FOREST CITY, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 51,** A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING HIGHWAY SMALL PROJECT BIDDING, is read the first time and referred to the Committee on Transportation.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Cansler:

H.B. 217, A BILL TO BE ENTITLED AN ACT RELATING TO BUNCOMBE COUNTY AND TO THE INCORPORATED MUNICIPALITIES IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Cansler:

H.B. 218, A BILL TO BE ENTITLED AN ACT RELATING TO BUNCOMBE COUNTY AND TO THE MUNICIPALITIES IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Church and Ramsey (Primary Sponsors); and Buchanan:

H.B. 219, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTERS 54B AND 54C OF THE GENERAL STATUTES TO MAKE TECHNICAL CHANGES TO THE LAW GOVERNING STATE-CHARTERED SAVINGS AND LOAN ASSOCIATIONS AND SAVINGS BANKS AND TO INCREASE THE PERMITTED PERCENTAGE OF COMMERCIAL LOANS, is referred to the Committee on Financial Institutions.

By Representatives Redwine and Hill:

H.B. 220, A BILL TO BE ENTITLED AN ACT PERTAINING TO RESIDENTIAL CHILD CARE FACILITY RULES APPROVED BY THE RULES REVIEW COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Redwine and Hill:

H.B. 221, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTERS OF THE TOWN OF YAUPON BEACH AND THE TOWN OF LONG BEACH AND ESTABLISH A CHARTER FOR THE CONSOLIDATED TOWN OF OAK ISLAND, is referred to the Committee on Finance.

By Representatives Mitchell, Edwards, and Hill:

H.B. 222, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LITTERING LAW BY INCREASING THE MINIMUM AND MAXIMUM FINES, BY REQUIRING COMMUNITY SERVICE IN THOSE INSTANCES WHERE IT IS CURRENTLY PERMISSIVE, AND BY AUTHORIZING AN INSURANCE PREMIUM SURCHARGE AND ASSESSMENT OF POINTS PURSUANT TO G.S. 58-30.4 FOR PERSONS CONVICTED OF LITTERING, is referred to the Committee on Judiciary III.

By Representatives Owens and Wainwright:

H.J.R. 223, A JOINT RESOLUTION TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE PROPERTY TAX HOMESTEAD EXEMPTION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Adams, Jarrell, Jeffus, McAllister, and Wainwright:

H.B. 224, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST AFRICAN AMERICAN ATELIER, INC., IN PROVIDING ITS ARTS PROGRAMS AND EXHIBITS TO THE CITIZENS IN THE GREENSBORO AREA, is referred to the Committee on Appropriations.

By Representatives Adams, Jarrell, Jeffus, McAllister, Mitchell, and Wainwright:

H.B. 225, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AGRICULTURAL RESEARCH AND EXTENSION PROGRAMS AT NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY, is referred to the Committee on Appropriations.

By Representative Culpepper:

H.B. 226, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A NOTICE OF FORECLOSURE HEARING INCLUDE ADDITIONAL INFORMATION, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary IV.

RE-REFERRAL

On motion of Representative Baddour, pursuant to Rule 39.2, and without objection, **H.B. 94**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO ALLOW ELECTION OF SUPERIOR COURT BY DIVISION, AND TO IMPLEMENT THAT AMENDMENT, is withdrawn from the Committee on Judiciary IV and re-referred to the Committee on Judiciary II.

On motion of Representative Culpepper, seconded by Representative Nye, the House adjourns at 4:01 p.m. to reconvene March 4 at 1:00 p.m.

TWENTY-SECOND DAY**HOUSE OF REPRESENTATIVES**

Thursday, March 4, 1999

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following comments and prayer are offered by the Reverend Jim Harry, House Chaplain.

"Mr. Speaker, Members of the House, Madame Principal Clerk, staff, and friends,

"The work of a parish minister is wide and varied. One cannot place a finger on any particular aspect of the job of a minister. Ministry is a vocation, a life-style of service, and being available to minister to the people you have been appointed to serve. While I was serving a congregation in Raleigh, it was easy for me to steal away for a few minutes to pray with you and be among you for a short time on a daily basis. However, since receiving a new pastoral appointment outside of Raleigh last June, the time away from my parish has become too great for me to feel good about my ministry among those to whom I have been appointed to serve under the authority of my Bishop.

"In accepting this appointment to a second term as your Chaplain, I felt that it would still be possible to carry out both tasks with an equal amount of attention and availability. Unfortunately, I do not believe this to be the case. I am away from my parish far too much and they need me to be with them and among them more. Furthermore, I need to be among them as well. Therefore, it is with sadness and great humility that I resign my

appointment as your Chaplain effective today, March 4, 1999. I have spoken in detail with the Speaker of the House, and he has offered me his blessing although he, personally, is sad to see me leave.

"I wish to thank Speaker Black for his confidence in me by appointing me to a second term. I apologize to him personally, for any difficulty my leaving will cause him and/or his staff. The Speaker and I have met and prayed together for his leadership among this Honorable Body and on behalf of the people of the State of North Carolina. I know that he will do well in his service to both. I also want to thank former Speaker Brubaker for my initial appointment to this fine and honorable position. I thank all of you for accepting me as your Chaplain, especially those of you who have entrusted me with the confidential concerns of your lives. Finally, I wish to thank the Principal Clerk and all of the beautiful people who work in the Principal Clerk's office for getting me here on time, for affirming my ministry, and for becoming my good friends. Their daily greetings with smiles and hugs have been a source of strength and support to me. My life is much richer because of them.

"Sisters and Brothers, I have thoroughly enjoyed my time with you. In closing, let me quote from my own Book of Prayers. 'It has been my intent to use our moment of prayer each day, to catapult each one of us onto the spiritual frontier of prayer.' It has been my hope and prayer that when the sacred and the holy bursts forth into our lives, good things...wholesome things...the right things...can happen for us, this Body, and for the people of this State. Let us pray."

"Almighty God, You and You alone order the universe. You control all that occurs in the world and You are sovereign over all of Your creation. We praise Thee and we thank Thee for offering us the privilege of sharing in that power; however insignificant it may be compared to the larger picture of the universe. We are, indeed, humbled by Your gift of access to the arenas of power and influence among Your people.

"O God, Grant unto this Honorable Body the courage to resist the temptation to lust for power, greed, and personal gain. May they always see the faces of their constituents in every bill, in every debate, and in every vote. Help them not to think of themselves more highly than they ought, and offer them the humility that accompanies the sacred vestiges of privilege, honor, and respectability. May Almighty God bless the work that lies ahead of them in this Session that will lead us into a new millenium. May God bless each of these persons who have been given the authority to speak on behalf of so many others. And, God bless the people of the Great State of North Carolina. With humility and with honor I pray. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 3 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (104-0).

Leaves of absence are granted Representatives Arnold, Carpenter, Church, Gardner, Nesbitt, Nye, Rayfield, Sherrill, Starnes, and Wood for today.

REPORT OF STANDING COMMITTEE AND PERMANENT SUBCOMMITTEE

The following report from standing committee is presented:

By Representative Sutton for the Committee on Judiciary III:

Committee Substitute for **S.B. 23**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGULATING MASS GATHERINGS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 9.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Mosley and Wainwright:

H.B. 227, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MOBILE HEALTH OUTREACH, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Mosley, Edwards, Insko, Melton, and Wainwright:

H.B. 228, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR HEALTH CARE DELIVERY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Michaux, Hunter, Melton, and Wainwright:

H.B. 229, A BILL TO BE ENTITLED AN ACT TO PROVIDE COST-OF-LIVING INCREASES FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED

JUDICIAL RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

By Representative Smith:

H.B. 230, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF ONSLOW COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Smith:

H.B. 231, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF ONSLOW COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Smith:

H.B. 232, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CARTERET COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Smith:

H.B. 233, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CARTERET COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Walend, Cansler, Clary, Decker, Gardner, Gillespie, Setzer, Sherrill, and Teague:

H.B. 234, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS OF CITY AND COUNTY BOARDS AND COMMISSIONS MUST BE REGISTERED VOTERS IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Davis, Baker, Barbee, Brown, Brubaker, Buchanan, Cansler, Capps, Culp, Daughtry, Eddins, Gardner, Gulley, Hill, Howard, Justus, Kiser, McCombs, Mitchell, Morris, Rayfield, Sexton, Starnes, Tallent, G. Wilson, Womble, and Wood:

H.B. 235, A BILL TO BE ENTITLED AN ACT TO CREATE THE FEDERAL FUNDS OVERSIGHT COMMITTEE TO IMPLEMENT A

1998 BUDGET PROVISION CONCERNING OVERSIGHT OF FEDERAL GRANTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gulley:

H.B. 236, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE BAITING OF ANIMALS AND TO MAKE CORRECTIONS IN THE LAW REGARDING THE MANDATORY SUSPENSION OF HUNTING LICENSES AND PERMITS, is referred to the Committee on Wildlife Resources.

By Representative Gulley:

H.B. 237, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEE PAID TO AGENTS OF THE WILDLIFE RESOURCES COMMISSION TO AWARD CERTIFICATES OF BOAT NUMBER OR OTHER VESSEL TRANSACTION AND TO AMEND THE DUTIES OF THE WILDLIFE RESOURCES COMMISSION WITH REGARD TO THE APPOINTMENT OF AGENTS FOR THE ISSUANCE OF BOAT NUMBERS, TO RAISE THE REPORTING REQUIREMENT FOR BOATING ACCIDENTS TO DAMAGES IN EXCESS OF FIVE HUNDRED DOLLARS, AND TO REPEAL THE LAW REQUIRING PERMITS FROM THE WILDLIFE RESOURCES COMMISSION TO HOLD REGATTAS AND OTHER EVENTS, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Finance.

By Representatives Nye, Gardner, Justus, Melton, and Wainwright:

H.B. 238, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET FROM LAWS ENCOURAGING THE PURCHASE OF COMMODITIES AND SERVICES OFFERED BY BLIND AND BY SEVERELY DISABLED PERSONS, is referred to the Committee on Ways and Means.

By Representatives Haire and Tolson (Primary Sponsors); Morris, Russell, and Wainwright:

H.B. 239, A BILL TO BE ENTITLED AN ACT TO ALLOW PROPERTY TRANSFERS BETWEEN COMMUNITY COLLEGE BOARDS OF TRUSTEES AND COUNTIES FOR COMMUNITY COLLEGE PURPOSES, is referred to the Committee on Ways and Means.

By Representatives Insko and Hackney (Primary Sponsors):

H.B. 240, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Insko and Hackney (Primary Sponsors):

H.B. 241, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Insko and Hackney (Primary Sponsors):

H.B. 242, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Insko and Hackney (Primary Sponsors):

H.B. 243, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McLawhorn, Jeffus, Melton, Mosley, Tolson, Wainwright, and Warren:

H.B. 244, A BILL TO BE ENTITLED AN ACT TO ADD A STUDENT MEMBER TO THE STATE BOARD OF COMMUNITY COLLEGES, is referred to the Committee on Education.

By Representatives Jarrell, Adams, Alexander, Barefoot, Bowie, Boyd-McIntyre, Cunningham, Dedmon, Earle, Hill, Insko, Jeffus, McCrary, Mosley, Nye, Oldham, Smith, Wainwright, Wood, and Wright:

H.B. 245, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RESTORATION OF THE HISTORIC WILLIAM PENN HIGH SCHOOL AND AUDITORIUM FOR USE AS AN EDUCATION CENTER, is referred to the Committee on Appropriations.

By Representatives Kinney, Bonner, Hill, Hurley, McAllister, Nye, Rogers, Wainwright, Warwick, and Wright:

H.B. 246, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A FINE ARTS CLASSROOM BUILDING AT FAYETTEVILLE STATE UNIVERSITY, is referred to the Committee on Appropriations.

By Representative Wainwright:

H.B. 247, A BILL TO BE ENTITLED AN ACT TO REGULATE FUNERAL PROCESSIONS AND TO CODIFY THE RULES OF THE ROAD WITH REGARD TO FUNERAL PROCESSIONS, is referred to the Committee on Transportation and, if favorable, to the Committee on Judiciary I.

By Representatives Alexander, Bonner, and Wainwright:

H.B. 248, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES CONCERNING PRECINCT BOUNDARIES, is referred to the Committee on Election Law and Campaign Finance Reform.

By Representatives Buchanan, Alexander, and Thompson:

H.B. 249, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT THE PENLAND SCHOOL OF CRAFTS, is referred to the Committee on Appropriations.

By Representatives Crawford, Hunter, and Wainwright:

H.B. 250, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE MODEL TEACHER EDUCATION CONSORTIUM, is referred to the Committee on Appropriations.

By Representatives Thompson and Buchanan (Primary Sponsors):

H.B. 251, A BILL TO BE ENTITLED AN ACT TO REQUIRE PAYMENT OF DELINQUENT TAXES FOR THE TOWN OF BAKERSVILLE BEFORE RECORDING DEEDS CONVEYING PROPERTY SUBJECT TO THE DELINQUENT TAXES, is referred to the Committee on Local Government I.

By Representative Thompson:

H.J.R. 252, A JOINT RESOLUTION TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY CONSUMER PROTECTION ISSUES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Owens, Alexander, and Wainwright:

H.B. 253, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE STATE INFORMATION PROCESSING SERVICE TO THE DIVISION OF INFORMATION TECHNOLOGY SERVICES, is referred to the Committee on Ways and Means.

By Representatives Edwards, Melton, and Mosley:

H.B. 254, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE ABUSE OR NEGLECT OF A PATIENT AT A HEALTH CARE FACILITY OR A RESIDENTIAL CARE FACILITY THAT DOES NOT RESULT IN SERIOUS BODILY INJURY OR DEATH IS A MISDEMEANOR, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary III.

By Representatives Alexander, Mosley, and Wainwright:

H.B. 255, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES INVOLVING VOCATIONAL REHABILITATION IN ORDER TO COMPLY WITH FEDERAL LAW, is referred to the Committee on Health.

By Representatives Allen and Tolson (Primary Sponsors); Goodwin, Justus, McLawhorn, Melton, Morris, Russell, Smith, and Wainwright:

H.B. 256, A BILL TO BE ENTITLED AN ACT TO ALLOW COMMUNITY COLLEGES REFUNDS OF SALES TAXES PAID BY THEM ON TANGIBLE PERSONAL PROPERTY, is referred to the Committee on Finance.

By Representatives Luebke, Alexander, Clary, Insko, Melton, Mosley, Smith, and Wainwright:

H.B. 257, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE ADDITIONAL STAFF TO COUNTY DEPARTMENTS OF SOCIAL SERVICES FOR ADULT PROTECTIVE SERVICES AND GUARDIANSHIP, is referred to the Committee on Appropriations.

By Representatives Allen and Tolson (Primary Sponsors); Goodwin, Hurley, Justus, McLawhorn, Morris, Russell, Smith, and Wainwright:

H.B. 258, A BILL TO BE ENTITLED AN ACT TO ALLOW COMMUNITY COLLEGES A MOTOR FUEL TAX EXEMPTION, is referred to the Committee on Finance.

By Representative Jarrell:

H.B. 259, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE LAPSE OF A HOME INSPECTOR'S LICENSE AND AN ASSOCIATE HOME INSPECTOR'S LICENSE UNDER CERTAIN CONDITIONS; TO ESTABLISH RECORD-KEEPING REQUIREMENTS FOR HOME INSPECTORS; AND TO AUTHORIZE THE HOME INSPECTOR LICENSURE BOARD TO ESTABLISH CONTINUING EDUCATION PROGRAMS AND CHARGE FEES FOR THOSE PROGRAMS, is referred to the Committee on Finance.

By Representatives Barefoot, Melton, and Tolson:

H.B. 260, A BILL TO BE ENTITLED AN ACT TO UPDATE AND MAKE TECHNICAL CHANGES TO THE COMMUNITY COLLEGE LAWS, is referred to the Committee on Education.

By Representative Culpepper:

H.B. 261, A BILL TO BE ENTITLED AN ACT TO ENACT REVISED ARTICLE 5 OF THE UNIFORM COMMERCIAL CODE AND CONFORMING AND MISCELLANEOUS AMENDMENTS TO THE UNIFORM COMMERCIAL CODE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary IV.

By Representatives Culpepper, Alexander, Gardner, and Hunter:

H.B. 262, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO CUSTODY OF ABUSED, NEGLECTED, OR DEPENDENT JUVENILES IN THE CUSTODY OR AUTHORITY OF THE COUNTY DEPARTMENTS OF SOCIAL SERVICES, is referred to the Committee on Children, Youth and Families.

By Representative Culpepper:

H.B. 263, A BILL TO BE ENTITLED AN ACT TO ENACT THE NORTH CAROLINA UNCLAIMED PROPERTY ACT AND TO MAKE CONFORMING AMENDMENTS TO THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary IV and, if favorable, to the Committee on Finance.

By Representative Gibson:

H.B. 264, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGULATING THE HUNTING OF SMALL GAME ANIMALS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gibson:

H.B. 265, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES IN THE 33RD HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gibson:

H.B. 266, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES IN THE 33RD HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gibson:

H.B. 267, A BILL TO BE ENTITLED AN ACT RELATING TO THE 33RD HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gibson:

H.B. 268, A BILL TO BE ENTITLED AN ACT RELATING TO THE 33RD HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gibson:

H.B. 269, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PUBLIC PURPOSES IN MONTGOMERY COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Gibson and Barbee:

H.B. 270, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PUBLIC PURPOSES IN STANLY COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gibson:

H.B. 271, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PUBLIC PURPOSES IN ANSON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Thomas, Barefoot, Bridgeman, Clary, Cox, Gardner, McCrary, McLawhorn, Melton, Morris, Mosley, Tucker, Wainwright, Warner, and Warren:

H.B. 272, A BILL TO BE ENTITLED AN ACT TO MAKE THE IN-STATE VIOLATION OF A CHILD CUSTODY ORDER A MISDEMEANOR, is referred to the Committee on Judiciary IV.

By Representatives Thomas and Tolson (Primary Sponsors); McLawhorn, Melton, and Wainwright:

H.B. 273, A BILL TO BE ENTITLED AN ACT TO GRANT MOST STATE EMPLOYEES ELIGIBILITY FOR MEMBERSHIP ON THE STATE BOARD OF COMMUNITY COLLEGES, is referred to the Committee on Education.

By Representatives Warner, Jeffus, Wainwright, and Yongue:

H.B. 274, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING CERTIFICATION OF ASSISTANT PRINCIPALS, is referred to the Committee on Education.

By Representative Redwine:

H.B. 275, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A ZERO UNEMPLOYMENT INSURANCE TAX RATE FOR MORE EMPLOYERS WITH POSITIVE EXPERIENCE RATINGS, BEGINNING JANUARY 1999, is referred to the Committee on Ways and Means.

By Representative Redwine:

H.B. 276, A BILL TO BE ENTITLED AN ACT MAKING VARIOUS CHANGES TO THE EMPLOYMENT SECURITY LAWS OF NORTH CAROLINA, is referred to the Committee on Ways and Means.

By Representatives Redwine and Luebke:

H.B. 277, A BILL TO BE ENTITLED AN ACT AMENDING THE EMPLOYMENT SECURITY LAWS TO PROVIDE THAT AN INDIVIDUAL MAY NOT BE DISQUALIFIED FOR UNEMPLOYMENT INSURANCE BENEFITS WHEN THE INDIVIDUAL'S INABILITY TO ACCEPT BONA FIDE PERMANENT EMPLOYMENT DURING A PARTICULAR SHIFT WOULD RESULT IN AN UNDUE FAMILY HARDSHIP, is referred to the Committee on Ways and Means.

By Representative Redwine:

H.B. 278, A BILL TO BE ENTITLED AN ACT AMENDING THE EMPLOYMENT SECURITY LAWS TO PROVIDE THAT THE ONE HUNDRED-DAY NONCHARGE PERIOD EXTENDS TO CERTAIN RECIPIENTS OF TEMPORARY ASSISTANCE FOR NEEDY FAMILIES SEPARATED FOR A BONA FIDE INABILITY TO WORK, is referred to the Committee on Ways and Means.

By Representative Redwine:

H.B. 279, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE EMPLOYMENT SECURITY COMMISSION FOR AUTOMATION NEEDS, is referred to the Committee on Appropriations.

By Representatives Cole and Justus:

H.B. 280, A BILL TO BE ENTITLED AN ACT TO AMEND THE MOTOR VEHICLE LAWS TO MAKE TECHNICAL AMENDMENTS, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representatives Barbee and Gibson:

H.B. 281, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF STANLY COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Barbee and Melton:

H.B. 282, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF UNION COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Allen and Hunter:

H.B. 283, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE STATE TREASURER'S INVESTMENT AUTHORITY, is referred to the Committee on Ways and Means.

By Representatives Nye, Gibson, Jeffus, and Wainwright:

H.B. 284, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE ALLIANCE FOR LANGUAGE LEARNING'S

FOREIGN LANGUAGE PROGRAMS IN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives Nye, Cox, Edwards, Gibson, Goodwin, Haire, Horn, Jeffus, Luebke, McLawhorn, Melton, Mosley, Tucker, and Warren:

H.B. 285, A BILL TO BE ENTITLED AN ACT TO IMPROVE NORTH CAROLINA'S LAWS ON MANAGED CARE, PERTAINING TO PAYMENT OBLIGATIONS FOR COVERED SERVICES, PROVIDER DIRECTORIES, DISCLOSURE, ACCESS TO CERTAIN PROVIDERS, TRANSITION CARE, INDEPENDENT REVIEW OF GRIEVANCES, CLAIM PAYMENTS, PROVIDER TERMINATION, AND HEALTH BENEFIT PLAN REPORTING, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Earle, Braswell, Luebke, and Wainwright:

H.B. 286, A BILL TO BE ENTITLED AN ACT TO AMEND THE ADOPTION LAWS PERTAINING TO ACCESS TO ADOPTION RECORDS AND TO ESTABLISH AN ADOPTION REGISTRY, is referred to the Committee on Judiciary II and, if favorable, to the Committee on Finance and, if favorable, to the Committee on Appropriations.

By Representatives Alexander, Hunter, and Preston (Primary Sponsors); Easterling, Gardner, Jeffus, Mosley, and Wainwright:

H.B. 287, A BILL TO BE ENTITLED AN ACT TO MAKE CORRECTIONS TO THE GENERAL STATUTES REGARDING CHILD CARE AND TO REPEAL CERTAIN OTHER LAWS PERTAINING TO CHILD CARE PROGRAM STANDARDS, is referred to the Committee on Children, Youth and Families.

By Representative Walend:

H.B. 288, A BILL TO BE ENTITLED AN ACT RELATING TO TRANSYLVANIA COUNTY AND THE MUNICIPALITIES LOCATED THEREIN, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Walend:

H.B. 289, A BILL TO BE ENTITLED AN ACT RELATING TO TRANSYLVANIA COUNTY AND THE MUNICIPALITIES LOCATED THEREIN, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Baddour and Haire (Primary Sponsors); Alexander and Wainwright:

H.B. 290, A BILL TO BE ENTITLED AN ACT TO AMEND THE CRIME VICTIMS' COMPENSATION ACT BY INCREASING THE MEMBERSHIP OF THE CRIME VICTIMS' COMPENSATION COMMISSION, BY INCREASING THE SIZE OF INITIAL CLAIMS THAT MAY BE AWARDED BY THE DIRECTOR OF THE COMMISSION, AND BY PROVIDING THE COMMISSION WITH THE DISCRETION TO PAY CERTAIN CLAIMS PREVIOUSLY DENIED, is referred to the Committee on Judiciary IV.

By Representatives Baddour and Sexton (Primary Sponsors):

H.B. 291, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN ADDITIONAL POWER TO THE GOVERNOR AS THE CHIEF OF THE STATE'S MILITIA, is referred to the Committee on Ways and Means.

By Representatives Baddour, Luebke, Miller, and Wainwright:

H.B. 292, A BILL TO BE ENTITLED AN ACT TO NAME THE NORTH CAROLINA CHILDREN'S VISION SCREENING IMPROVEMENT PROGRAM IN HONOR OF KENNETH C. ROYALL, JR., is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Bridgeman, Melton, McLawhorn, Tolson, and Warren:

H.B. 293, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BOARD OF COMMUNITY COLLEGES TO ASSESS MONETARY PENALTIES AGAINST PROPRIETARY SCHOOLS THAT OPERATE WITHOUT A LICENSE, is referred to the Committee on Education.

By Representatives Hurley, Edwards, Gibson, and Mosley:

H.B. 294, A BILL TO BE ENTITLED AN ACT TO PROVIDE MEDICARE SUPPLEMENT INSURANCE FOR PERSONS WHO DELAY MEDICARE PART B ENROLLMENT; TO PRESCRIBE STANDARDS FOR DISABILITY INCOME INSURANCE; TO CONFORM NORTH CAROLINA'S 1997 POST-MASTECTOMY RECONSTRUCTIVE SURGERY LAWS TO THE FEDERAL WOMEN'S HEALTH AND CANCER RIGHTS ACT OF 1998; TO UPDATE THE LAW ON VIATICAL SETTLEMENTS; AND TO AUTHORIZE THE WRITING OF FAMILY LEAVE CREDIT INSURANCE, is referred to the Committee on Insurance.

By Representatives Hurley, Edwards, Gibson, Melton, and Mosley:

H.B. 295, A BILL TO BE ENTITLED AN ACT TO AMEND NORTH CAROLINA MANAGED HEALTH CARE LAWS TO COMPORT WITH LEGISLATION ENACTED BY THE 106TH CONGRESS OF THE UNITED STATES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hurley, Gibson, and Melton:

H.B. 296, A BILL TO BE ENTITLED AN ACT TO REPEAL OBSOLETE OR UNNECESSARY LAWS AND MAKE TECHNICAL AND CLARIFYING AMENDMENTS AND CORRECTIONS IN VARIOUS INSURANCE STATUTES, is referred to the Committee on Insurance.

By Representatives Luebke and Melton:

H.B. 297, A BILL TO BE ENTITLED AN ACT PERTAINING TO SERVICE DELIVERY TO PERSONS RECEIVING LONG-TERM CARE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hackney, Gardner, Goodwin, and Luebke:

H.B. 298, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE MONITORING AND SUPERVISION OF PERSONS ON CONDITIONAL RELEASE FROM STATE PSYCHIATRIC HOSPITALS, is referred to the Committee on Mental Health and, if favorable, to the Committee on Judiciary I.

By Representatives Hackney, Hurley, and Luebke:

H.B. 299, A BILL TO BE ENTITLED AN ACT TO MODIFY AND UPDATE THE OUTDOOR ADVERTISING CONTROL ACT, is referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

By Representative Culpepper:

H.B. 300, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND REVISE THE PROCEDURES GOVERNING APPEALS OR TRANSFERS FROM CLERKS OF SUPERIOR COURT TO THE TRIAL COURTS AND TO MAKE CONFORMING AND CLARIFYING AMENDMENTS TO OTHER RELATED SECTIONS OF THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is referred to the Committee on Judiciary IV.

By Representative Culpepper:

H.B. 301, A BILL TO BE ENTITLED AN ACT TO AMEND THE EDUCATIONAL REQUIREMENTS FOR AUCTIONEERS, APPRENTICE AUCTIONEERS, AND PRINCIPALS IN AN AUCTION FIRM, is referred to the Committee on Finance.

By Representatives Culpepper, Gardner, and Mosley:

H.B. 302, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO CHILD SUPPORT ENFORCEMENT, is referred to the Committee on Judiciary IV.

By Representatives Saunders, Bridgeman, Cole, Cox, Dedmon, Goodwin, Hill, Insko, McLawhorn, Melton, Mosley, Russell, Smith, and Warren:

H.B. 303, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS RELATING TO COMMERCIAL VEHICLE HIGHWAY SAFETY, is referred to the Committee on Judiciary IV.

By Representatives Earle, Gardner, and Wainwright:

H.B. 304, A BILL TO BE ENTITLED AN ACT TO PROVIDE CRIMINAL PENALTIES FOR FRAUDULENT MISREPRESENTATION INVOLVING CHILD CARE SUBSIDIES AND TO PROVIDE COUNTIES A FINANCIAL INCENTIVE TO INVESTIGATE AND PURSUE FRAUD IN CHILD CARE PAYMENTS, is referred to the Committee on Children, Youth and Families.

By Representatives Nesbitt and Wainwright:

H.B. 305, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA AGRICULTURAL FINANCE AUTHORITY FOR THE RESERVE FOR FARM LOANS, is referred to the Committee on Appropriations.

By Representatives Hardaway and Hurley:

H.B. 306, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COMMISSIONER OF INSURANCE TO CONDUCT HEARINGS AND ADOPT CERTAIN RULES RELATED TO THE BEACH AND FAIR PLANS, TO AUTHORIZE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO APPROVE ADDITIONAL BEDS FOR CONTINUING CARE RETIREMENT FACILITIES UNDER CERTAIN CIRCUMSTANCES, TO REVISE THE LAW PROHIBITING DISCRIMINATION IN THE TREATMENT OF HANDICAPPED AND DISABLED PERSONS, TO GOVERN MANAGED CARE WITH REGARD TO WORKERS'

COMPENSATION, TO EXEMPT COMMERCIAL AIRCRAFT INSURANCE FROM STATE REGULATION, TO REQUIRE ADDITIONAL INFORMATION FROM SURPLUS LINES LICENSEES, TO CLARIFY WHICH SECTIONS OF THE GENERAL STATUTES APPLY TO SURPLUS LINES INSURANCE, TO AUTHORIZE THE SECRETARY OF REVENUE TO PROVIDE THE NORTH CAROLINA SELF-INSURANCE GUARANTY ASSOCIATION WITH INFORMATION ON SELF-INSURERS' PREMIUMS, TO REPEAL THE REQUIREMENT FOR A BIENNIAL REPORT FROM THE DEPARTMENT OF INSURANCE, TO REPEAL THE AGENCY BUSINESS CESSATION LAW, AND TO AUTHORIZE THE COMMISSIONER TO ADOPT RULES RECOGNIZING NEW ANNUITY MORTALITY TABLES, is referred to the Committee on Insurance.

By Representative Tolson:

H.B. 307, A BILL TO BE ENTITLED AN ACT RELATING TO THE INFORMATION TECHNOLOGY PORTFOLIO MANAGEMENT ACT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tolson, Goodwin, Hurley, Jeffus, McLawhorn, Morris, Russell, Thompson, and Wainwright:

H.B. 308, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE FUNDS FOR COMMUNITY COLLEGE OPERATING COSTS, is referred to the Committee on Appropriations.

By Representatives Tolson and McLawhorn:

H.B. 309, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO COMMUNITY COLLEGES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tolson and McLawhorn:

H.B. 310, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO COMMUNITY COLLEGES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tolson, McLawhorn, and Wainwright:

H.B. 311, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR INFORMATION TECHNOLOGY IMPROVEMENTS, is referred to the Committee on Appropriations.

By Representative Gibson:

H.B. 312, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PROFESSIONAL DEVELOPMENT PROGRAM FOR CODE-ENFORCEMENT OFFICIALS AND FEES TO ADMINISTER THE PROGRAM, TO AUTHORIZE THE USE OF FUNDS FROM THE DEPARTMENT OF INSURANCE FUND FOR PROFESSIONAL DEVELOPMENT OF CODE-ENFORCEMENT OFFICIALS, AND TO APPROPRIATE FUNDS FROM THE DEPARTMENT OF INSURANCE FUND FOR THAT PURPOSE, is referred to the Committee on Finance.

By Representatives Boyd-McIntyre, Alexander, Insko, Jeffus, Mosley, and Wainwright:

H.B. 313, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PROGRAM TO RAISE PUBLIC AWARENESS ABOUT THE PREVENTION, DIAGNOSIS, AND TREATMENT OF OSTEOPOROSIS, AND TO CONTINUE THE OSTEOPOROSIS TASK FORCE, is referred to the Committee on Public Health and, if favorable, to the Committee on Appropriations.

By Representatives Boyd-McIntyre, Jeffus, Mosley, and Wainwright:

H.B. 314, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH AND ACCIDENT INSURANCE POLICIES, HOSPITAL OR MEDICAL SERVICES PLANS, AND HMO PLANS TO PROVIDE COVERAGE FOR BONE MASS MEASUREMENT FOR THE DIAGNOSIS AND EVALUATION OF OSTEOPOROSIS, is referred to the Committee on Insurance.

By Representatives C. Wilson, Brown, Cansler, Clary, Creech, Davis, Decker, Gardner, Hill, Russell, and Walend:

H.B. 315, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MOTOR VEHICLE'S PROPERTY TAX VALUE MAY NOT EXCEED ITS TRADE-IN VALUE, is referred to the Committee on Finance.

By Representatives McComas and Owens (Primary Sponsors); and Culp:

H.B. 316, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE PRESCRIBED BURNING FOR FORESTRY AND WILDLIFE PURPOSES UNDER CERTAIN CONDITIONS, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Judiciary I.

By Representatives Redwine, Cole, Luebke, Melton, and Thompson:

H.B. 317, A BILL TO BE ENTITLED AN ACT TO REQUIRE TOWED VEHICLES ATTACHED BY MEANS OF LOCKING PINS OR BOLTS TO ALSO HAVE SAFETY CHAINS, is referred to the Committee on Transportation.

By Representatives Redwine, Alexander, Cansler, Clary, Goodwin, Hill, Jeffus, Luebke, McComas, Melton, Morris, Mosley, Russell, Smith, Thompson, and Wainwright:

H.B. 318, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR DOMESTIC VIOLENCE PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Goodwin and Wainwright:

H.B. 319, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF STATE TO APPLY FOR AND ACCEPT GRANT FUNDS, is referred to the Committee on Ways and Means.

By Representatives Easterling, Hardaway, and Redwine (Primary Sponsors):

H.B. 320, A BILL TO BE ENTITLED AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Alexander, Cansler, and Wainwright:

H.B. 321, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES FOR THE REHABILITATION OF THE THOMAS WOLFE MEMORIAL STATE HISTORIC SITE, is referred to the Committee on Appropriations.

By Representatives Wright, Hunter, and Luebke:

H.B. 322, A BILL TO BE ENTITLED AN ACT TO PROHIBIT INSURERS FROM USING PERSONS' CREDIT RECORDS, HISTORIES, OR RATINGS IN WRITING CERTAIN LINES OF INSURANCE, is referred to the Committee on Insurance.

By Representatives Hackney and Luebke:

H.B. 323, A BILL TO BE ENTITLED AN ACT TO IMPROVE AMBIENT AIR QUALITY BY AUTHORIZING THE ENVIRONMENTAL MANAGEMENT COMMISSION TO EXPAND THE MOTOR VEHICLE

EMISSIONS INSPECTION PROGRAM, is referred to the Committee on Environment and Natural Resources.

By Representative C. Wilson:

H.B. 324, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE UNEMPLOYMENT INSURANCE TAX AND OTHER EMPLOYMENT SECURITY ISSUES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Redwine and Hill:

H.R. 325, A HOUSE RESOLUTION HONORING THE EARLY OFFICERS OF THE TOWN OF SHALLOTTE ON THE ONE HUNDREDTH ANNIVERSARY OF THE TOWN, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Culpepper, Smith, and Wainwright:

H.B. 326, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF NORTH CAROLINA AQUARIUMS TO DISPOSE OF EXHIBITS FROM THE COLLECTIONS OF THE NORTH CAROLINA AQUARIUMS IN ACCORDANCE WITH GENERALLY ACCEPTED PRACTICES FOR ACCREDITED ZOOS AND AQUARIUMS AND TO REQUIRE THAT THE NET PROCEEDS OF ANY SALE OR LEASE OF EXHIBITS BE CREDITED TO THE NORTH CAROLINA AQUARIUMS FUND, is referred to the Committee on Ways and Means.

By Representatives Culpepper, Smith, and Wainwright:

H.B. 327, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF NORTH CAROLINA AQUARIUMS, RATHER THAN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO OPERATE OR CONTRACT FOR FOOD AND VENDING SERVICES AT THE NORTH CAROLINA AQUARIUMS, AND TO REQUIRE THE NET PROCEEDS OF THESE FOOD AND VENDING SERVICES TO BE CREDITED TO THE NORTH CAROLINA AQUARIUMS FUND, is referred to the Committee on Ways and Means.

By Representatives Braswell and Kiser (Primary Sponsors):

H.B. 328, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO CERTAIN CRIMINAL LAWS AND TO AMEND THE CRIMINAL PENALTIES FOR CERTAIN CRIMINAL LAWS AS

RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, is referred to the Committee on Judiciary II.

By Representative Tucker:

H.B. 329, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE TIMING OF RABIES VACCINATIONS FOR DOGS AND CATS, is referred to the Committee on Public Health.

By Representatives Owens and Wainwright:

H.B. 330, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA COMMISSION ON WORKFORCE DEVELOPMENT; TO CONFORM THE GENERAL STATUTES TO THE FEDERAL WORKFORCE INVESTMENT ACT; AND TO MAKE OTHER STATUTORY CHANGES TO ENHANCE WORKFORCE TRAINING AND DEVELOPMENT, is referred to the Committee on Ways and Means.

By Representatives Bowie and Baddour (Primary Sponsors); and Alexander:

H.B. 331, A BILL TO BE ENTITLED AN ACT TO REDESIGNATE THE COMMUNITY PENALTIES PROGRAM AS THE SENTENCING SERVICES PROGRAM, TO CLARIFY THAT THE WORK PRODUCT OF THESE PROGRAMS IS ALWAYS PRESENTED TO THE COURTS, AND TO MAKE OTHER CLARIFYING CHANGES, is referred to the Committee on Judiciary IV.

By Representative Gillespie:

H.B. 332, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE YANCEY COUNTY BOARD OF EDUCATION FROM NONPARTISAN ELECTION AT THE TIME OF THE PRIMARY TO NONPARTISAN ELECTION AT THE TIME OF THE GENERAL ELECTION, is referred to the Committee on Local Government II.

By Representatives Hurley, Allred, Barefoot, Bonner, Buchanan, Church, Cole, Culp, Fox, Goodwin, Hill, Kinney, McAllister, Melton, Morris, Rogers, Wainwright, Warner, and Yongue:

H.B. 333, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT UNEXPENDED FUNDS DEDICATED TO A CERTAIN DISTRIBUTION REGION PURSUANT TO G.S. 136-17.2A SHALL BE USED FOR PROJECTS IN THAT DISTRIBUTION REGION OR MAY BE USED FOR LOANS TO OTHER DISTRIBUTION REGIONS THAT MUST BE RETURNED WITHIN TWO YEARS, is referred to the Committee on Transportation.

By Representatives Hill, Barefoot, Brown, Buchanan, Church, Cox, Davis, Hurley, Kiser, McCrary, McLawhorn, Mitchell, Owens, Teague, Tolson, Warren, and Yongue:

H.B. 334, A BILL TO BE ENTITLED AN ACT TO REPEAL CERTAIN OBSOLETE AGRICULTURAL STATUTES, is referred to the Committee on Agriculture.

By Representatives Hill, Barefoot, Brown, Buchanan, Church, Cox, Culp, Davis, Hurley, Kiser, McCrary, McLawhorn, Mitchell, Owens, Russell, Teague, Tolson, Warren, G. Wilson, and Yongue:

H.B. 335, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MEAT AND POULTRY TO AUTOMATE FIELD OPERATIONS FOR MEAT AND POULTRY INSPECTIONS AND FOR SALMONELLA TESTING, is referred to the Committee on Appropriations.

By Representatives Hill, Barefoot, Brown, Buchanan, Church, Cox, Culp, Davis, Hurley, Kiser, McCrary, McLawhorn, Mitchell, Owens, Russell, Teague, Tolson, Warren, G. Wilson, and Yongue:

H.B. 336, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES FOR THE CENTER FOR ENVIRONMENTAL FARMING SYSTEMS AT THE CHERRY FARM UNIT, is referred to the Committee on Appropriations.

By Representatives Hill, Barefoot, Buchanan, Church, Cox, Davis, Hurley, Kiser, McCrary, McLawhorn, Mitchell, Owens, Teague, Tolson, Warren, and Yongue:

H.B. 337, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES FOR THE CONSTRUCTION OF A NEW MOTOR FUELS LABORATORY, is referred to the Committee on Appropriations.

By Representatives Hill, Barefoot, Brown, Buchanan, Church, Cox, Culp, Davis, Hurley, Kiser, McCrary, McLawhorn, Mitchell, Owens, Teague, Tolson, Warren, G. Wilson, and Yongue:

H.B. 338, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE GYPSY MOTH CONTROL PROGRAM IN THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, is referred to the Committee on Appropriations.

By Representatives Hill, Barefoot, Brown, Buchanan, Church, Cox, Culp, Davis, Hurley, Kiser, McCrary, McLawhorn, Mitchell, Owens, Russell, Teague, Tolson, Tucker, Warren, G. Wilson, and Yongue:

H.B. 339, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DEVELOPMENT OF THE CENTER FOR ENVIRONMENTAL FARMING SYSTEMS AT THE CHERRY FARM UNIT, is referred to the Committee on Appropriations.

By Representatives Hill, Barefoot, Brown, Buchanan, Church, Cox, Culp, Davis, Hurley, Kiser, McCrary, McLawhorn, Mitchell, Owens, Teague, Tolson, Warren, G. Wilson, and Yongue:

H.B. 340, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR INFORMATION TECHNOLOGY IMPROVEMENTS IN THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, is referred to the Committee on Appropriations.

By Representatives Hill, Barefoot, Brown, Buchanan, Church, Cox, Culp, Davis, Hurley, Kiser, McCrary, McLawhorn, Mitchell, Owens, Russell, Teague, Tolson, Warren, G. Wilson, and Yongue:

H.B. 341, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR STRUCTURAL PEST PROGRAM IMPROVEMENTS, is referred to the Committee on Appropriations.

By Representatives Hill, Barefoot, Brown, Buchanan, Church, Cox, Culp, Davis, Hurley, Kiser, McCrary, McLawhorn, Mitchell, Owens, Teague, Tolson, G. Wilson, and Yongue:

H.B. 342, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR LP GAS INSPECTION, is referred to the Committee on Appropriations.

By Representatives Hill, Barefoot, Brown, Buchanan, Church, Cox, Culp, Davis, Hurley, Kiser, McCrary, McLawhorn, Mitchell, Owens, Teague, Tolson, Warren, G. Wilson, and Yongue:

H.B. 343, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PESTICIDE DISPOSAL ASSISTANCE FOR THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, is referred to the Committee on Appropriations.

By Representatives Hill, Barefoot, Buchanan, Church, Cox, Davis, Hurley, Kiser, McCrary, McLawhorn, Mitchell, Owens, Teague, Tolson, Warren, and Yongue:

H.B. 344, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR STAFF AND FOR THE COSTS OF OPERATING THE RESEARCH STATION OF THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES LOCATED IN OXFORD, is referred to the Committee on Appropriations.

By Representative Crawford:

H.B. 345, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES FOR HALIFAX COMMUNITY COLLEGE TO PURCHASE LAND, is referred to the Committee on Appropriations.

By Representative Mosley:

H.B. 346, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE WAKE COUNTY DEPARTMENT OF LIBRARY TO ESTABLISH A LIBRARY IN THE TOWN OF MORRISVILLE, is referred to the Committee on Appropriations.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.R. 166**, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Representative Luebke requests that he be excused from voting on this resolution, because of a conflict of interest, under Rule 24.1A and this request is granted.

The resolution is adopted by electronic vote (104-0) and ordered printed.

Pursuant to Rule 36(b), the following bill appears on today's Calendar:

Committee Substitute for **H.B. 68**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOUR-YEAR TERMS FOR THE MAYOR AND ALDERMEN OF THE TOWN OF CHINA GROVE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar:

H.B. 37, A BILL TO BE ENTITLED AN ACT REQUIRING THE CONSENT OF LENOIR AND WAYNE COUNTIES BEFORE LAND IN THOSE COUNTIES MAY BE CONDEMNED OR ACQUIRED BY A UNIT OF LOCAL GOVERNMENT OUTSIDE THOSE COUNTIES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar:

Committee Substitute for **H.B. 145,** A BILL TO BE ENTITLED AN ACT TO PROVIDE A SPECIAL ELECTION FOR A VACANCY ON THE EDGECOMBE COUNTY BOARD OF EDUCATION AND TO PROVIDE THAT FUTURE VACANCIES ON THE BOARD SHALL BE FILLED ONLY UNTIL THE NEXT REGULARLY SCHEDULED ELECTION FOR THE BOARD RATHER THAN FOR THE REMAINDER OF THE TERM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair, pursuant to Rule 36 (b)(2) and without objection, House Committee Substitute for **S.B. 17,** A BILL TO BE ENTITLED AN ACT TO MODIFY THE DEFINITION OF "ECONOMIC DEVELOPMENT AND TOURIST DISTRICT", is withdrawn from the Calendar pursuant to the Rule 36(b) and re-referred to the Committee on Alcoholic Beverage Control.

On motion of Representative Culpepper, seconded by Representative Daughtry, the House adjourns at 1:47 p.m. to reconvene Monday, March 8, 1999, at 7:00 p.m.

TWENTY-THIRD DAY

HOUSE OF REPRESENTATIVES

Monday, March 8, 1999

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Michael D. Frese, Raleigh, North Carolina.

"To You, O Lord, be praise and glory forever and ever. We give You thanks for the gift of this day and the blessings and life and health which we enjoy. We bless You for Your protection around us, Your guiding hand upon us and the tokens of Your love within us. We thank You for friendships and duty, for good hopes and precious memories, and for the joys of life which cheer us.

"A week of work lies before us, O God. Help us to conduct our business in a manner that not only befits our position in government, but also our place within the family of God. Grant us purity of heart, humility of spirit, integrity of life, and charity of all. May our discussions and our decisions reflect the same love which You so freely offer us. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 4 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (86-0).

Leaves of absence are granted Representatives Ellis, Hardaway, McComas, Neely, Nesbitt, Redwine, Starnes, and Yongue for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Easterling, Alexander, Bridgeman, Buchanan, Cansler, Culpepper, Cunningham, Earle, Gulley, Hackney, Hunter, Jarrell, Jeffus, Luebke, McAllister, McMahan, Michaux, Mitchell, Mosley, Nesbitt, Saunders, Sherrill, Thompson, and Wainwright:

H.B. 347, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO FULLY FUND THE GRASSROOTS SCIENCE MUSEUM COLLABORATIVE TO ENHANCE STATE PROGRAMS IN SCIENCE AND ENVIRONMENTAL EDUCATION, is referred to the Committee on Appropriations.

By Representative Wood:

H.B. 348, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF HIGH POINT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wood:

H.B. 349, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF GUILFORD COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wood:

H.B. 350, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF DAVIDSON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wood:

H.B. 351, A BILL TO BE ENTITLED AN ACT RELATING TO THE 27TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Mosley, Goodwin, Hackney, Haire, Hill, Horn, Hurley, and Warner:

H.B. 352, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ENFORCEMENT OF THE LAWS TO PREVENT LITTERING, is referred to the Committee on Environment and Natural Resources.

By Representative Setzer:

H.B. 353, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO ESTABLISH BIRD SANCTUARIES, is referred to the Committee on Local Government I.

By Representative Edwards:

H.B. 354, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES FOR A NEW BLACKBEARD HISTORICAL MUSEUM IN THE TOWN OF BATH, is referred to the Committee on Appropriations.

By Representatives Mosley, Luebke, and Wainwright:

H.B. 355, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL SCHOOL BUSES AND SCHOOL ACTIVITY BUSES PURCHASED AFTER JULY 1, 1999, TO BE EQUIPPED WITH SEAT BELTS AND TO APPROPRIATE FUNDS TO EQUIP NEW SCHOOL BUSES WITH SEAT BELTS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representative Barbee:

H.B. 356, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CABARRUS COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Michaux, Hackney, Insko, and McAllister:

H.B. 357, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST THE BRIDGES POINTE HOUSING CORPORATION COMPLETE ITS PLANNING PROCESS FOR ITS PROJECT AT THE DUKE-UNC SICKLE CELL CENTER, is referred to the Committee on Appropriations.

By Representatives Allred, Arnold, Brown, Cansler, Capps, Creech, Davis, Hill, Justus, Morris, Rayfield, Russell, Sherrill, Walend, Warner, and Wood:

H.B. 358, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MOTOR VEHICLE'S PROPERTY TAX VALUE MAY NOT EXCEED ITS TRADE-IN VALUE, AND TO EXTEND THE TIME PERIOD FOR APPEALING A VEHICLE'S APPRAISED VALUE, is referred to the Committee on Finance.

By Representative Setzer:

H.B. 359, A BILL TO BE ENTITLED AN ACT RELATING TO CATAWBA COUNTY AND TO THE MUNICIPALITIES LOCATED IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Daughtry, Baker, and Russell (Primary Sponsors); Adams, Arnold, Barbee, Bowie, Brown, Cansler, Capps, Clary, Creech, Culp, Davis, Decker, Eddins, Ellis, Esposito, Fitch, Gillespie, Grady, Gulley, Holmes, Howard, Justus, McCombs, McMahan, Mitchell, Morris, Preston, Setzer, Sexton, Sherrill, Starnes, Teague, Thompson, Walend, C. Wilson, G. Wilson, and Wood:

H.B. 360, A BILL TO BE ENTITLED AN ACT TO APPROVE THE CREATION OF THE NONPROFIT CORPORATION ESTABLISHED PURSUANT TO COURT ORDER FOR THE PURPOSES OF RECEIPT AND DISTRIBUTION OF FIFTY PERCENT OF THE FUNDS RECEIVED BY THE STATE IN STATE OF NORTH CAROLINA V. PHILIP MORRIS INCORPORATED, ET AL., is referred to the Select Committee on the Tobacco Settlement.

By Representatives Mosley and Wainwright:

H.B. 361, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES AND THE DEPARTMENT OF COMMUNITY COLLEGES TO JOINTLY FUND AND SPONSOR A NEW VISITING ARTISTS PROGRAM, is referred to the Committee on Appropriations.

By Representatives Gray, Cansler, Capps, Davis, Justus, Kiser, Rayfield, Sherrill, Smith, Walend, and Wood:

H.B. 362, A BILL TO BE ENTITLED AN ACT TO REPEAL THE GIFT TAX, is referred to the Committee on Finance.

By Representatives Moore, Barbee, and Baker (Primary Sponsors):

H.B. 363, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE OFFICE OF JUVENILE JUSTICE FOR THE STONEWALL JACKSON SCHOOL, is referred to the Committee on Appropriations.

By Representatives McCrary, Allred, Baker, Barefoot, Boyd-McIntyre, Clary, Cole, Haire, Hensley, Hill, Horn, Kinney, Michaux, Mitchell, Oldham, Thomas, Tolson, and Womble:

H.B. 364, A BILL TO BE ENTITLED AN ACT TO ALLOW SALES TAX REFUNDS FOR AGRICULTURAL FAIRS, is referred to the Committee on Finance.

INTRODUCTION OF PAGES

Pages for the week of March 8 are introduced to the membership. They are: Jacob Abernathy, III of Catawba; Justin Carpenter of Wake; Chaz Curtis of Wake; Sparkyl Dade of Wake; Bryce Davenport of Wake; Ashley Ellis of Wake; Meredith Fulp of Wake; Amanda Hutcheson of Wake;

Tancie Leak of Wake; Afton McCullough of Wake; Marva Pittman of Wake; Mike Roberson of Wake; Marvin Robertson of Duplin; Molly Seamans of Wake; Ashley Smith of Wake; Shara Tomlinson of Wake; and Charles Warren of Wake.

RE-REFERRAL

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 204**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE SUNSET ON USING SAVED EMPLOYER FICA CONTRIBUTIONS TO PAY THE ADMINISTRATIVE EXPENSES OF THE FLEXIBLE BENEFITS PROGRAM, is withdrawn from the Committee on Pensions and Retirement and re-referred to the Committee on State Personnel.

On motion of Representative Culpepper, seconded by Representative Thompson, the House adjourns at 7:16 p.m. to reconvene March 9 at 4:00 p.m.

TWENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, March 9, 1999

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, Raleigh, North Carolina.

"Eternal God, there are times when being a Member of the House brings with it prestige and honor. We are thankful for those times, O God, and we are humbled that we have been elected to such positions. Then there are times that being a representative of the people forces us to confront the ambiguities of life and competing claims of goodness, mercy, and justice.

"How do we know what is best? How do we know what is true? We confess our finitude for our knowledge is incomplete and our vision is limited. Yet, we truly do seek a path that is best for all people.

"Gracious Lord, give us strength to ask hard, yet fair questions. Give us grace to hear the positions of others. Give us wisdom to adjudicate

between competing claims and, perhaps, competing goods. And give us faith - faith to inquire about Your will, faith to listen to Your voice within us, faith to act upon Your principles. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 8 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (111-0).

Leaves of absence are granted Representatives Hardaway, Oldham, and Yongue for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Alexander, Allen, and Braswell, Chairs, for the Select Committee on the Tobacco Settlement:

S.B. 6, A BILL TO BE ENTITLED AN ACT TO APPROVE THE CREATION OF THE NONPROFIT CORPORATION ESTABLISHED PURSUANT TO COURT ORDER FOR THE PURPOSES OF RECEIPT AND DISTRIBUTION OF FIFTY PERCENT OF THE FUNDS RECEIVED BY THE STATE IN STATE OF NORTH CAROLINA V. PHILIP MORRIS INCORPORATED, ET AL., with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of March 10. The original bill is placed on the Unfavorable Calendar.

By Representative Dedmon for the Committee on Local Government I:

H.B. 149, A BILL TO BE ENTITLED AN ACT TO REDUCE THE PISTOL PERMIT FEE IN PITT COUNTY FROM TWENTY DOLLARS TO FIVE DOLLARS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 178, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF JONESVILLE TO CHARGE A FEE NOT TO EXCEED

FIVE DOLLARS FOR UNCERTIFIED COPIES OF POLICE INCIDENT OR ACCIDENT REPORTS AND TO AUTHORIZE THE TOWN TO GIVE ANNUAL NOTICE OF VIOLATION TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 251, A BILL TO BE ENTITLED AN ACT TO REQUIRE PAYMENT OF DELINQUENT TAXES FOR THE TOWN OF BAKERSVILLE BEFORE RECORDING DEEDS CONVEYING PROPERTY SUBJECT TO THE DELINQUENT TAXES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Wright for the Committee on Health:

H.B. 255, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES INVOLVING VOCATIONAL REHABILITATION IN ORDER TO COMPLY WITH FEDERAL LAW, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 10.

By Representative Braswell for the Committee on Judiciary II:

H.B. 112, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM TRANSFER ON DEATH (TOD) SECURITY REGISTRATION ACT, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 10. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Setzer:

H.B. 365, A BILL TO BE ENTITLED AN ACT RELATING TO IREDELL COUNTY AND TO THE MUNICIPALITIES LOCATED IN THAT

COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Bowie:

H.B. 366, A BILL TO BE ENTITLED AN ACT RELATING TO GUILFORD COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Bowie:

H.B. 367, A BILL TO BE ENTITLED AN ACT RELATING TO GUILFORD COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Bowie:

H.B. 368, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF GREENSBORO, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Bowie:

H.B. 369, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF GREENSBORO, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cansler, Walend, and Sherrill (Primary Sponsors); and Thompson:

H.B. 370, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ELIMINATE STRAIGHT PIPING, is referred to the Committee on Appropriations.

By Representative Carpenter:

H.B. 371, A BILL TO BE ENTITLED AN ACT TO ADD CHEROKEE, CLAY, GRAHAM, AND MADISON COUNTIES TO THOSE COUNTIES IN WHICH IT IS UNLAWFUL TO REMOVE OR DESTROY ELECTRONIC COLLARS ON DOGS, is referred to the Committee on Local Government I.

By Representatives Insko, Barefoot, Bonner, Cansler, Church, Cox, Gibson, Hackney, Jeffus, Kinney, Luebke, Melton, Mosley, Oldham, Rogers, Sherrill, Wainwright, Womble, and Yongue:

H.B. 372, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR STUDENTS WITH LIMITED ENGLISH PROFICIENCY, is referred to the Committee on Appropriations.

By Representatives Tucker and Braswell:.

H.B. 373, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DUPLIN COUNTY FOR THE AGRI-COMMUNITY CENTER, is referred to the Committee on Appropriations.

By Representatives Nye and Thompson:

H.B. 374, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ENHANCE THE CHRISTMAS TREE INDUSTRY IN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representative Decker:

H.B. 375, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF OAK RIDGE, is referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

H.B. 129, A BILL TO BE ENTITLED AN ACT TO PERMIT THE CITY OF BREVARD TO CONVEY CERTAIN PARCELS OF REAL PROPERTY TO PRIVATE LANDOWNERS IN EXCHANGE FOR PUBLIC RIGHTS-OF-WAY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 26, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION ON REIMBURSEMENT FOR SERVICES PROVIDED BY SCHOOL-BASED HEALTH CLINICS UNDER THE CHILDREN'S HEALTH INSURANCE PROGRAM.

Representative Daughtry offers Amendment No. 1.

On a point of order, Representative Baddour inquires if the amendment is in order pursuant to Rule 31(d). The Speaker rules the amendment out of order and it is returned to the Member.

Representative Daughtry moves that Rule 31(d) be suspended in order that he might offer an amendment.

Representative Daughtry withdraws his motion and offers a motion to re-refer the bill to the Committee on Health. The Speaker so orders.

The Speaker strikes the order of the Chair and states that Representative Daughtry was out of order for the second motion.

Representative Decker offers Amendment No. 2 which is ruled out of order by the Speaker.

Representative Creech raises a point of order on the stage of debate. The Speaker states that the question has been placed.

The bill passes its second reading by electronic vote (66-47).

Representative Decker objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **S.B. 23, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGULATING MASS GATHERINGS**, passes its second reading, by electronic vote (112-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

On motion of Representative Culpepper, seconded by Representative Hensley, the House adjourns at 4:47 p.m. to reconvene March 10 at 8:30 a.m.

TWENTY-FIFTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, March 10, 1999

The House meets at 8:30 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, Raleigh, North Carolina.

"New every morning is Your love, great God of light. We give You thanks for the gift of this new day and our opportunity to work with You for the good of others. As the sun gives light to our eyes that we might see clearly, so may the light of Your presence dawn in our lives that we might have clear understanding.

"Today, O Lord, You have placed a difficult task upon us. We recognize our business today directly affects the lives and livelihoods of many. Futures are at stake in our discussions. Let us not shrink from the task, but humbly go forward in the knowledge that You are with us and Your Spirit will guide us. May our reflections be guided by compassion, our discussions tempered by grace, and our decisions coupled with mercy. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 9 has been examined and found correct and moves its approval.

Representative Creech inquires of Representative Culpepper, Chair of the Committee on Rules, Calendar, and Operations of the House, what the wording of the journal is on the debate on **S.B. 26, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION ON REIMBURSEMENT FOR SERVICES PROVIDED BY SCHOOL-BASED HEALTH CLINICS UNDER THE CHILDREN'S HEALTH INSURANCE PROGRAM.** Representative Culpepper states that he has inquired of the Principal Clerk if the journal has been examined and she has replied in the affirmative.

Representative Creech inquires of the Chair if the Principal Clerk could read the portion of the journal in question. The Speaker so orders and the Principal Clerk reads the journal.

Representative Culpepper calls the previous question on the motion to approve the journal. The Speaker directs the Clerk to open the vote on approval of the journal. The Speaker strikes the order and calls for the vote on the call for the previous question. The call is sustained by electronic vote (71-44). The journal is approved as written by electronic vote (62-54).

Leaves of absence are granted Representatives Oldham and Yongue for today.

ENROLLED BILL

The following bill is duly ratified and presented to the Governor:

S.B. 23, AN ACT TO CLARIFY THE LAW REGULATING MASS GATHERINGS.

CHAPTERED BILLS

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 108, A BILL TO BE ENTITLED AN ACT TO PERMIT THE STATE TO PROVIDE SCHOOL AND ACTIVITY BUSES FOR THE TRANSPORTATION NEEDS OF THE SPECIAL OLYMPICS. (S.L. 1999-1)

MESSAGE FROM THE SENATE

The following is received from the Senate:

Committee Substitute for **S.B. 90, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT INSURERS THAT PROVIDE HEALTH INSURANCE COVERAGE FOR PRESCRIPTION DRUGS OR OUTPATIENT SERVICES PROVIDE COVERAGE FOR PRESCRIBED CONTRACEPTIVE DRUGS AND DEVICES OR OUTPATIENT CONTRACEPTIVE SERVICES**, is read the first time and referred to the Committee on Health and, if favorable, to the Committee on Insurance.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Saunders, Bridgeman, and Earle:

H.B. 376, A BILL TO BE ENTITLED AN ACT TO ANNEX TO THE EXISTING CITY LIMITS OF THE TOWN OF HUNTERSVILLE CERTAIN AREAS SURROUNDED BY EXISTING CITY LIMITS OF THE TOWN OF HUNTERSVILLE, is referred to the Committee on Finance.

By Representatives Saunders, Bridgeman, and Earle:

H.B. 377, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET, is referred to the Committee on Local Government I.

By Representative Crawford:

H.B. 378, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ROANOKE RAPIDS HOUSING AUTHORITY AND THE ROANOKE RAPIDS REDEVELOPMENT COMMISSION TO CONVEY BY PRIVATE SALE REAL PROPERTY LOCATED WITHIN A REDEVELOPMENT PROJECT AREA, is referred to the Committee on Local Government II.

By Representatives Rayfield, Barefoot, and Bridgeman:

H.B. 379, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE HIGHLAND SCHOOL OF TECHNOLOGY IN GASTON COUNTY, is referred to the Committee on Appropriations.

By Representative Dedmon:

H.B. 380, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF RUTHERFORD COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Dedmon:

H.B. 381, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CLEVELAND COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Dedmon:

H.B. 382, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CLEVELAND COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gulley:

H.B. 383, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF MATTHEWS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gulley:

H.B. 384, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF MINT HILL, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Rayfield and Barefoot:

H.B. 385, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CAPITAL AND OPERATIONAL COSTS OF ESTABLISHING THE MOUNTAIN ISLAND EDUCATIONAL STATE FOREST TO BE LOCATED IN LINCOLN AND GASTON COUNTIES, is referred to the Committee on Appropriations.

By Representatives Rayfield, McCombs, Smith, and Teague:

H.B. 386, A BILL TO BE ENTITLED AN ACT TO INCREASE THE VETERANS ALLOWANCE TO COUNTIES FOR VETERANS SERVICES AUTHORIZED TO BE PAID BY THE DIVISION OF VETERANS AFFAIRS, is referred to the Committee on Military, Veterans and Indian Affairs.

By Representatives Horn and Dedmon:

H.J.R. 387, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WADE BOSTIC MATHENY, FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Adams, Easterling, Goodwin, Jeffus, McAllister, Miller, and Mosley:

H.R. 388, A HOUSE RESOLUTION URGING THE UNITED STATES SENATE TO ADOPT THE UNITED NATIONS CONVENTION ON THE ELIMINATION OF ALL FORMS OF DISCRIMINATION AGAINST WOMEN, is referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

S.B. 26, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION ON REIMBURSEMENT FOR SERVICES PROVIDED BY SCHOOL-BASED HEALTH CLINICS UNDER THE CHILDREN'S HEALTH INSURANCE PROGRAM.

Representative Daughtry moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Health. The motion fails by electronic vote (56-59).

Representative Decker moves that Rule 31(d) be suspended in order that he might offer an amendment which changes the title. The motion fails by electronic vote (52-64).

Representative Cunningham states that his voting equipment malfunctioned and he requests to be recorded as voting "no". This request is granted. The adjusted vote total is (52-65).

The bill passes its third reading, by electronic vote (77-34), and is ordered enrolled and presented to the Governor.

H.B. 255, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES INVOLVING VOCATIONAL REHABILITATION IN ORDER TO COMPLY WITH FEDERAL LAW, passes its second reading by electronic vote (106-7).

Representative Luebke objects to the third reading. Representative Luebke withdraws his objection.

The bill passes its third reading, and is ordered sent to the Senate.

Committee Substitute for **H.B. 112**, A BILL TO BE ENTITLED AN ACT TO ENACT THE UNIFORM TRANSFER ON DEATH (TOD) SECURITY REGISTRATION ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading, and is ordered sent to the Senate.

On motion of the Chair, the House recesses at 9:42 a.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Braswell and without objection, House Committee Substitute for **S.B. 6**, A BILL TO BE ENTITLED AN ACT TO APPROVE THE CREATION OF THE NONPROFIT CORPORATION ESTABLISHED PURSUANT TO COURT ORDER FOR THE PURPOSES OF RECEIPT AND DISTRIBUTION OF FIFTY PERCENT OF THE FUNDS RECEIVED BY THE STATE IN STATE OF NORTH CAROLINA V. PHILIP MORRIS INCORPORATED, ET AL., INCLUDING THE MANNER, TERMS, AND CONDITIONS OF APPOINTMENT OF THE CORPORATION'S BOARD OF DIRECTORS, TO ASSIGN TO THE NONPROFIT CORPORATION ANY RIGHT, TITLE AND INTEREST IN THE FUNDS CONSTITUTING FIFTY PERCENT OF NORTH

CAROLINA'S STATE SPECIFIC ACCOUNT, TO REQUIRE THE CORPORATION TO FILE COPIES OF ITS ANNUAL REPORT AND TAX INFORMATION WITH THE GENERAL ASSEMBLY, TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY THAT TOBACCO PRODUCTION INTERESTS, TOBACCO MANUFACTURING INTERESTS, TOBACCO-RELATED EMPLOYMENT INTERESTS, HEALTH INTERESTS, AND ECONOMIC DEVELOPMENT INTERESTS SHALL BE REPRESENTED ON THE CORPORATION'S BOARD OF DIRECTORS, TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY TO ESTABLISH A TRUST FUND TO RECEIVE AND DISTRIBUTE TWENTY-FIVE PERCENT OF THE TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE BENEFIT OF TOBACCO PRODUCERS, TOBACCO ALLOTMENT HOLDERS, AND PERSONS ENGAGED IN TOBACCO-RELATED BUSINESSES, INCLUDING DIRECT AND INDIRECT FINANCIAL ASSISTANCE AND INDEMNIFICATION TO THESE BENEFICIARIES TO THE EXTENT ALLOWED BY LAW AND IN ACCORDANCE WITH CRITERIA ESTABLISHED BY THE TRUST FUND'S BOARD OF TRUSTEES, WITH THE TRUST FUND GOVERNED BY TRUSTEES REPRESENTING THESE INTERESTS, AND TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY TO ESTABLISH A SEPARATE TRUST FUND TO RECEIVE AND DISTRIBUTE TWENTY-FIVE PERCENT OF THE TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE BENEFIT OF HEALTH, WITH THE TRUST FUND GOVERNED BY A BOARD OF TRUSTEES COMPRISED OF A BROAD REPRESENTATION OF HEALTH INTERESTS, is withdrawn from the Calendar and placed on the Calendar of March 11.

On motion of Representative Culpepper, seconded by Representative Haire, the House adjourns at 4:08 p.m. to reconvene March 11 at 2:00 p.m.

TWENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES

Thursday, March 11, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, Raleigh, North Carolina.

"Eternal God, the earth was made through Your power. The cosmos was established through Your wisdom. The heavens were aligned by Your

understanding. The world and all that is in it belongs to You. Forgive us for making the distinction between the sacred and the secular - that which belongs to You and that which belongs to us. For all that was, all that is, and all that ever will be is from You and of You. Thus, we claim that the work we do here is not only our civic duty, but also a sacred activity. Help us to understand ourselves as agents of the Divine. May the enormity of that task drive us back to Your will, seeking Your guidance, offering Your love, and striving for Your justice. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 10 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (111-0).

Leaves of absence are granted Representatives Hackney, Oldham, and Yongue for today.

ENROLLED BILL

The following bill is duly ratified and presented to the Governor:

S.B. 26, AN ACT TO REPEAL THE PROHIBITION ON REIMBURSEMENT FOR SERVICES PROVIDED BY SCHOOL-BASED HEALTH CLINICS UNDER THE CHILDREN'S HEALTH INSURANCE PROGRAM.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Blue for the Committee on Small Business:

S.B. 41, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT EVERY DWELLING UNIT LEASED AS RENTAL PROPERTY IN CERTAIN CITIES BE FURNISHED WITH A SOURCE OF HEAT, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Baddour for the Committee on Judiciary IV:

H.B. 201, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO THE APPOINTMENT OF SUCCESSOR TRUSTEES TO CONFORM TO THE RULES OF CIVIL PROCEDURE AND TO UPDATE STATUTORY LANGUAGE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Hurley for the Committee on Insurance:

H.B. 193, A BILL TO BE ENTITLED AN ACT TO ALLOW PERSONS TO OBTAIN HOMEOWNERS' INSURANCE WITHOUT PURCHASING COVERAGE FOR STRUCTURES OTHER THAN RESIDENTIAL DWELLINGS, with an unfavorable report.

The bill is placed on the Unfavorable Calendar.

By Representative Wright for the Committee on Health:

Committee Substitute for **S.B. 59,** A BILL TO BE ENTITLED AN ACT TO AMEND THE PHARMACY PRACTICE ACT TO PERMIT CERTAIN NONPROFIT CORPORATIONS TO OPERATE MOBILE PHARMACIES AND TO ALLOW SUCH PHARMACIES TO REGISTER ANNUALLY WITH THE BOARD OF PHARMACY, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Jarrell for the Committee on Local Government II:

S.B. 33, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF CLAYTON, with a favorable report as to House committee substitute bill, unfavorable as to original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 238, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET FROM LAWS ENCOURAGING THE PURCHASE OF COMMODITIES AND SERVICES OFFERED BY BLIND AND BY SEVERELY DISABLED PERSONS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Morgan:

H.B. 389, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DEER HUNTING IN MOORE COUNTY WITHOUT THE WRITTEN PERMISSION OF THE LANDOWNER, TO PROHIBIT DEER HUNTING FROM THE RIGHT-OF-WAY OF A PUBLIC ROAD IN MOORE COUNTY, AND TO REQUIRE OWNER IDENTIFICATION ON DOGS USED TO HUNT DEER IN MOORE COUNTY, is referred to the Committee on Wildlife Resources.

By Representatives Holmes and Brown:

H.B. 390, A BILL TO BE ENTITLED AN ACT RELATING TO THE 41ST HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Holmes and Brown:

H.B. 391, A BILL TO BE ENTITLED AN ACT RELATING TO THE 41ST HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Holmes and Brown:

H.B. 392, A BILL TO BE ENTITLED AN ACT RELATING TO THE 41ST HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Holmes and Brown:

H.B. 393, A BILL TO BE ENTITLED AN ACT RELATING TO THE 41ST HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cansler and Wright (Primary Sponsors); Sherrill, Wainwright, and Walend:

H.B. 394, A BILL TO BE ENTITLED AN ACT TO MAKE CORRECTIONS AND CONFORMING CHANGES RELATING TO TAXATION OF CONTINUING CARE RETIREMENT HOMES, is referred to the Committee on Finance.

By Representatives Rayfield, Arnold, Barbee, Barefoot, Bridgeman, Cansler, Clary, Dedmon, Dockham, Gulley, Hill, Hurley, Kiser, Luebke, McMahan, Moore, Morris, Mosley, Sexton, Starnes, and Walend:

H.B. 395, A BILL TO BE ENTITLED AN ACT TO LIMIT THE USE OF STATE FUNDS FOR COMMUNITY COLLEGE SALARIES, is referred to the Committee on Education.

By Representatives Rayfield, Arnold, Barbee, Barefoot, Bridgeman, Cansler, Clary, Dedmon, Dockham, Gulley, Hill, Hurley, Kiser, Moore, Morris, Sexton, Smith, Walend, and C. Wilson:

H.B. 396, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MAINTENANCE OF PLANT AT COMMUNITY COLLEGES, is referred to the Committee on Appropriations.

By Representatives Arnold and Fitch:

H.B. 397, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RENOVATE THE WILSON OPPORTUNITIES INDUSTRIALIZATION CENTER'S FACILITY, is referred to the Committee on Appropriations.

By Representatives Arnold, Fitch, and Tolson:

H.B. 398, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT THE NORTH CAROLINA SPECIAL CARE CENTER IN WILSON COUNTY, is referred to the Committee on Appropriations.

By Representatives Arnold, Fitch, and Tolson:

H.B. 399, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ALLOCATE

FUNDS FOR CAPITAL IMPROVEMENTS AT THE NORTH CAROLINA SPECIAL CARE CENTER, is referred to the Committee on Appropriations.

By Representatives Arnold, Fitch, and Tolson:

H.B. 400, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A FACILITY FOR USE AS A MAINTENANCE SHOP AND STORAGE BUILDING AT THE EASTERN NORTH CAROLINA SCHOOL FOR THE DEAF, is referred to the Committee on Appropriations.

By Representatives Arnold, Fitch, and Tolson:

H.B. 401, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE MARTIN LUTHER KING PARK IN THE CITY OF ROCKY MOUNT, is referred to the Committee on Appropriations.

By Representatives Arnold, Fitch, and Tolson:

H.B. 402, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE ROCKY MOUNT CHILDREN'S MUSEUM FOR CAPITAL IMPROVEMENTS, is referred to the Committee on Appropriations.

By Representatives Arnold, Fitch, and Tolson:

H.B. 403, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE EXPANSION OF THE IMAGINATION STATION SCIENCE MUSEUM IN THE CITY OF WILSON, is referred to the Committee on Appropriations.

By Representatives Arnold, Fitch, and Tolson:

H.B. 404, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO WILSON COUNTY FOR THE CONSTRUCTION OF THE TRIANGLE EAST BUSINESS EXPOSITION CENTER, is referred to the Committee on Appropriations.

By Representatives Arnold, Fitch, and Tolson:

H.B. 405, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ALLOCATE FUNDS FOR A MAINTENANCE SHOP AT THE NORTH CAROLINA SCHOOL FOR THE DEAF, is referred to the Committee on Appropriations.

By Representatives Fox, Alexander, Allen, Allred, Arnold, Barbee, Barefoot, Bonner, Bowie, Braswell, Bridgeman, Buchanan, Cole, Cox, Crawford, Davis, Dedmon, Dockham, Earle, Easterling, Gibson, Goodwin, Grady, Hackney, Haire, Hiatt, Hill, Hurley, Insko, Kinney, Kiser, Luebke, McAllister, McComas, Melton, Michaux, Moore, Nesbitt, Owens, Rayfield, Redwine, Rogers, Saunders, Sexton, Smith, Starnes, Sutton, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, and Warren:

H.B. 406, A BILL TO BE ENTITLED AN ACT TO DIRECT THE SECRETARY OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY THE FEASIBILITY OF ESTABLISHING A CENTRAL REGISTRY FOR LIVING WILLS AND ORGAN DONATIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tolson, Arnold, Fitch, and Baddour (Primary Sponsors); Clary, Mosley, and Wainwright:

H.B. 407, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES FOR THE CONSTRUCTION OF A MANUFACTURING TECHNOLOGY/PLASTICS CENTER, is referred to the Committee on Appropriations.

By Representative Hurley:

H.B. 408, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CUMBERLAND COUNTY TO LEVY ONE-CENT LOCAL SALES AND USE TAXES FOR PUBLIC SCHOOL FACILITIES AND FOR MUNICIPAL CAPITAL NEEDS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Saunders, Earle, and Jeffus (Primary Sponsors):

H.B. 409, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATEWIDE USE OF CAMERAS TO DETECT TRAFFIC OFFENSES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Redwine and Hill:

H.B. 410, A BILL TO BE ENTITLED AN ACT REPEALING THE TOWN OF CALABASH'S LIMITATIONS ON THE HEIGHT OF BUILDINGS, EXTENDING THE TOWN'S EXTRATERRITORIAL JURISDICTION, INCREASING THE NUMBER OF TOWN

COMMISSIONERS, AND STAGGERING THE COMMISSIONERS' TERMS, is referred to the Committee on Local Government I.

By Representative Cole:

H.B. 411, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF ROCKINGHAM COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Moore, Boyd-McIntyre, Bridgeman, Brubaker, Cox, Culp, Cunningham, Davis, Earle, Gardner, Gulley, Hackney, Hunter, Insko, Jarrell, Jeffus, McCombs, Mosley, Nye, Owens, Starnes, Tallent, Thompson, Tolson, Wainwright, Warren, Wood, and Wright:

H.B. 412, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE ADEQUATE FUNDING FOR MULTICAMPUS COMMUNITY COLLEGES, is referred to the Committee on Appropriations.

By Representative Moore:

H.B. 413, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A FIRE SAFETY ENGINEERING TECHNOLOGY PROGRAM AT UNC-CHARLOTTE, is referred to the Committee on Appropriations.

By Representative Setzer:

H.B. 414, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA VETERINARY MEDICAL BOARD TO LICENSE VETERINARIANS WHO ARE LICENSED IN OTHER STATES BUT HAVE NOT COMPLETED THE CERTIFICATION PROGRAM FOR FOREIGN VETERINARY GRADUATES, is referred to the Committee on Public Health.

By Representative Baker:

H.B. 415, A BILL TO BE ENTITLED AN ACT RELATING TO THE 40TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Baker:

H.B. 416, A BILL TO BE ENTITLED AN ACT RELATING TO THE 40TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Baker:

H.B. 417, A BILL TO BE ENTITLED AN ACT RELATING TO THE 40TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Baker:

H.B. 418, A BILL TO BE ENTITLED AN ACT RELATING TO THE 40TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Baker:

H.B. 419, A BILL TO BE ENTITLED AN ACT RELATING TO THE 40TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Morris, Baker, Howard, McMahan, and Starnes:

H.B. 420, A BILL TO BE ENTITLED AN ACT TO EXPAND THE SALES TAX EXEMPTION FOR BULK VENDING MACHINES, is referred to the Committee on Finance.

By Representatives Morris, Baker, Bowie, Howard, McMahan, Setzer, Starnes, and Walend:

H.B. 421, A BILL TO BE ENTITLED AN ACT TO ROTATE PARTY ALIGNMENT ON THE BALLOT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Morris, Arnold, Hurley, and McMahan:

H.B. 422, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE SALARIES FOR SCHOOL CENTRAL OFFICE PERSONNEL AND FOR NONCERTIFIED SCHOOL PERSONNEL, is referred to the Committee on Appropriations.

By Representative Earle, Alexander, Easterling, and Saunders:

H.B. 423, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A VISITORS CENTER AT THE HISTORIC LATTA PLACE IN MECKLENBURG COUNTY, is referred to the Committee on Appropriations.

RE-REFERRAL

On motion of Representative Fitch and without objection, **H.B. 77**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE SEPARATION ALLOWANCE FOR LAW ENFORCEMENT OFFICERS AND SUBSTITUTE AN INCREASE IN THE RETIREMENT FORMULA, withdrawn from the Committee on Law Enforcement and re-referred to the Committee on Pensions and Retirement.

MESSAGE FROM THE SENATE

The following is received from the Senate:

Committee Substitute for **S.B. 76**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF CRIMINAL STATISTICS TO COLLECT AND MAINTAIN STATISTICS ON TRAFFIC LAW ENFORCEMENT, is read the first time and referred to the Committee on Judiciary I.

CALENDAR

Action is taken on the following:

House Committee Substitute for **S.B. 6**, A BILL TO BE ENTITLED AN ACT TO APPROVE THE CREATION OF THE NONPROFIT CORPORATION ESTABLISHED PURSUANT TO COURT ORDER FOR THE PURPOSES OF RECEIPT AND DISTRIBUTION OF FIFTY PERCENT OF THE FUNDS RECEIVED BY THE STATE IN STATE OF NORTH CAROLINA V. PHILIP MORRIS INCORPORATED, ET AL., INCLUDING THE MANNER, TERMS, AND CONDITIONS OF APPOINTMENT OF THE CORPORATION'S BOARD OF DIRECTORS, TO ASSIGN TO THE NONPROFIT CORPORATION ANY RIGHT, TITLE AND INTEREST IN THE FUNDS CONSTITUTING FIFTY PERCENT OF NORTH CAROLINA'S STATE SPECIFIC ACCOUNT, TO REQUIRE THE CORPORATION TO FILE COPIES OF ITS ANNUAL REPORT AND TAX INFORMATION WITH THE GENERAL

ASSEMBLY, TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY THAT TOBACCO PRODUCTION INTERESTS, TOBACCO MANUFACTURING INTERESTS, TOBACCO-RELATED EMPLOYMENT INTERESTS, HEALTH INTERESTS, AND ECONOMIC DEVELOPMENT INTERESTS SHALL BE REPRESENTED ON THE CORPORATION'S BOARD OF DIRECTORS, TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY TO ESTABLISH A TRUST FUND TO RECEIVE AND DISTRIBUTE TWENTY-FIVE PERCENT OF THE TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE BENEFIT OF TOBACCO PRODUCERS, TOBACCO ALLOTMENT HOLDERS, AND PERSONS ENGAGED IN TOBACCO-RELATED BUSINESSES, INCLUDING DIRECT AND INDIRECT FINANCIAL ASSISTANCE AND INDEMNIFICATION TO THESE BENEFICIARIES TO THE EXTENT ALLOWED BY LAW AND IN ACCORDANCE WITH CRITERIA ESTABLISHED BY THE TRUST FUND'S BOARD OF TRUSTEES, WITH THE TRUST FUND GOVERNED BY TRUSTEES REPRESENTING THESE INTERESTS, AND TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY TO ESTABLISH A SEPARATE TRUST FUND TO RECEIVE AND DISTRIBUTE TWENTY-FIVE PERCENT OF THE TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE BENEFIT OF HEALTH, WITH THE TRUST FUND GOVERNED BY A BOARD OF TRUSTEES COMPRISED OF A BROAD REPRESENTATION OF HEALTH INTERESTS.

Representative Braswell moves that the bill be withdrawn from the Calendar and re-referred to the Select Committee on Tobacco Settlement.

Representative Daughtry inquires of the Chair if the Legislature is still under the deadline of March 15 or has the deadline been extended. The Speaker states that he and the President Pro Tempore of the Senate have requested an extension.

Representative Daughtry inquires how long an extension has been requested. The Speaker states that two weeks have been requested.

Representative Berry inquires if there is a deadline on the extension of the deadline request. The Speaker states that there is not. He also states that the Select Committee will meet on Monday, March 15, and that whether or not the bill moved would be up to the Committee Chairs.

The motion to re-refer carries by electronic vote (114-1).

SUBCOMMITTEE REFERRAL

Representative Warner, Chair, for the Standing Committee on Education, refers the following bills to the Permanent Subcommittee on Community Colleges:

H.B. 244, A BILL TO BE ENTITLED AN ACT TO ADD A STUDENT MEMBER TO THE STATE BOARD OF COMMUNITY COLLEGES;

H.B. 260, A BILL TO BE ENTITLED AN ACT TO UPDATE AND MAKE TECHNICAL CHANGES TO THE COMMUNITY COLLEGE LAWS;

H.B. 273, A BILL TO BE ENTITLED AN ACT TO GRANT MOST STATE EMPLOYEES ELIGIBILITY FOR MEMBERSHIP ON THE STATE BOARD OF COMMUNITY COLLEGES;

H.B. 293, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BOARD OF COMMUNITY COLLEGES TO ASSESS MONETARY PENALTIES AGAINST PROPRIETARY SCHOOLS THAT OPERATE WITHOUT A LICENSE.

On motion of Representative Culpepper, seconded by Representative Tolson, the House adjourns at 2:59 p.m. to reconvene Monday, March 15, 1999, at 6:00 p.m.

TWENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES

Monday, March 15, 1999

The House meets at 6:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, Raleigh, North Carolina.

"Almighty and Merciful God, from the days of old, You anointed rulers, called prophets, and summoned leaders. By Your Grace, we have been called to this place and the role of leadership in the State of North Carolina. What an awesome task this turns out to be! We are called to

balance many duties, many motives, many concerns. We are here to represent the needs of our constituents, yet we must consider the greater good of this State. We are affiliated with particular political parties, yet we seek a truth that is beyond political agendas. We come with our own personal needs, fears and anxieties, yet we are also concerned with the needs, fears and anxieties of others.

"To You, O God, we offer the entirety of our being. Make us instruments of Your will. Through the cacophony of concerns, help us hear the melody of Your voice. By the power of Your Spirit, may our divergent motives be brought into harmony, so that our decisions will be pleasing not only to the ears of the people, but also to You. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 11 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (114-1).

GUEST

The Speaker extends the courtesy of the floor to Ms. Debra Deller, Clerk Assistant and Executive Director of Legislative Services, Ontario Legislature; and President, Clerks-at-the-Table.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Alexander, Allen, and Braswell for the Select Committee on the Tobacco Settlement:

House Committee Substitute for **S.B. 6**, A BILL TO BE ENTITLED AN ACT TO APPROVE THE CREATION OF THE NONPROFIT CORPORATION ESTABLISHED PURSUANT TO COURT ORDER FOR THE PURPOSES OF RECEIPT AND DISTRIBUTION OF FIFTY PERCENT OF THE FUNDS RECEIVED BY THE STATE IN STATE OF NORTH CAROLINA V. PHILIP MORRIS INCORPORATED, ET AL., INCLUDING THE MANNER, TERMS, AND CONDITIONS OF APPOINTMENT OF THE CORPORATION'S BOARD OF DIRECTORS, TO CONDITIONALLY ASSIGN TO THE NONPROFIT CORPORATION THE RIGHT, TITLE, AND INTEREST IN THE ANNUAL PAYMENTS CONSTITUTING FIFTY PERCENT OF NORTH CAROLINA'S STATE

SPECIFIC ACCOUNT, TO REQUIRE THE ATTORNEY GENERAL TO DRAFT AND FILE ARTICLES OF INCORPORATION FOR THE NONPROFIT CORPORATION CONCERNING CONSULTATION AND REVIEW, APPLICABILITY OF PUBLIC RECORDS AND OPEN MEETINGS LAWS, TRANSFER OF ASSETS AND DISSOLUTION, AND CHARTER REPEAL AND AMENDMENT AS A CONDITION PRECEDENT TO THE ASSIGNMENT OF PAYMENTS TO THE CORPORATION, TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY THAT TOBACCO PRODUCTION INTERESTS, TOBACCO MANUFACTURING INTERESTS, TOBACCO-RELATED EMPLOYMENT INTERESTS, HEALTH INTERESTS, AND ECONOMIC DEVELOPMENT INTERESTS SHALL BE REPRESENTED ON THE CORPORATION'S BOARD OF DIRECTORS, TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY TO ESTABLISH A TRUST FUND TO RECEIVE AND DISTRIBUTE TWENTY-FIVE PERCENT OF THE TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE BENEFIT OF TOBACCO PRODUCERS, TOBACCO ALLOTMENT HOLDERS, AND PERSONS ENGAGED IN TOBACCO-RELATED BUSINESSES, INCLUDING DIRECT AND INDIRECT FINANCIAL ASSISTANCE AND INDEMNIFICATION TO THESE BENEFICIARIES TO THE EXTENT ALLOWED BY LAW AND IN ACCORDANCE WITH CRITERIA ESTABLISHED BY THE TRUST FUND'S BOARD OF TRUSTEES, WITH THE TRUST FUND GOVERNED BY TRUSTEES REPRESENTING THESE INTERESTS, AND TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY TO ESTABLISH A SEPARATE TRUST FUND TO RECEIVE AND DISTRIBUTE TWENTY-FIVE PERCENT OF THE TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE BENEFIT OF HEALTH, WITH THE TRUST FUND GOVERNED BY A BOARD OF TRUSTEES COMPRISED OF A BROAD REPRESENTATION OF HEALTH INTERESTS, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on today's Calendar. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Baddour for the Committee on Judiciary IV:

H.B. 50, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF FAYETTEVILLE TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 16.

H.B. 200, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO THE FORFEITURE OF PROPERTY RIGHTS BY SLAYERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Warner and Yongue, Chairs, for the Committee on Education:

H.B. 23, A BILL TO BE ENTITLED AN ACT TO IMPROVE EDUCATIONAL OPPORTUNITIES FOR NORTH CAROLINIANS ATTENDING COMMUNITY COLLEGES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton for the Committee on Judiciary III:

H.B. 160, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR CHILD ABUSE THAT RESULTS IN A PERMANENT AND DEBILITATING INJURY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 16. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Tucker and Mosley:

H.B. 424, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY EARLY RETIREMENT OPTIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Grady, Allred, Arnold, Barbee, Brown, Buchanan, Cansler, Capps, Carpenter, Creech, Davis, Decker, Eddins, Ellis, Esposito, Gardner, Gillespie, Gray, Gulley, Howard, Justus, McComas, McCombs, Mitchell, Preston, Rayfield, Russell, Setzer, Sexton, Sherrill, Smith, Starnes, Teague, Thompson, Walend, G. Wilson, and Wood:

H.B. 425, A BILL TO BE ENTITLED AN ACT TO MAKE PERMANENT THE PROHIBITION OF THE RELEASE OF CERTAIN PERSONAL INFORMATION BY THE DIVISION OF MOTOR VEHICLES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Jarrell and Adams:

H.B. 426, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF HIGH POINT TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, is referred to the Committee on Local Government II.

By Representatives Melton, Goodwin, and Gibson (Primary Sponsors):

H.B. 427, A BILL TO BE ENTITLED AN ACT TO ADD TWO ASSISTANT DISTRICT ATTORNEYS TO THE 20TH PROSECUTORIAL DISTRICT, is referred to the Committee on Appropriations.

By Representative Melton:

H.B. 428, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF MINERAL SPRINGS, is referred to the Committee on Finance.

By Representatives Haire and Ramsey:

H.B. 429, A BILL TO BE ENTITLED AN ACT TO VALIDATE A REFERENDUM CHANGING THE MANNER OF ELECTION OF THE BOARD OF COMMISSIONERS OF MADISON COUNTY, EFFECTIVE IN 2002, AS APPROVED BY THE VOTERS OF THAT COUNTY, is referred to the Committee on Local Government II.

By Representatives Crawford, Adams, and Fox:

H.B. 430, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AND DISPLAYS AT THE GRANVILLE COUNTY MUSEUM, is referred to the Committee on Appropriations.

By Representative Gillespie:

H.B. 431, A BILL TO BE ENTITLED AN ACT RELATING TO YANCEY COUNTY AND TO THE MUNICIPALITIES LOCATED IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Mosley:

H.B. 432, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES FOR THE ALICE AYCOCK POE CENTER FOR HEALTH EDUCATION THROUGH THE GRASSROOTS SCIENCE PROGRAM, is referred to the Committee on Appropriations.

By Representative Clary:

H.B. 433, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PUBLIC PURPOSES IN THE FORTY-EIGHTH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Clary:

H.B. 434, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PUBLIC PURPOSES IN THE FORTY-EIGHTH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Clary:

H.B. 435, A BILL TO BE ENTITLED AN ACT RELATING TO THE 48TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Clary:

H.B. 436, A BILL TO BE ENTITLED AN ACT RELATING TO THE 48TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tucker and Wainwright:

H.B. 437, A BILL TO BE ENTITLED AN ACT AMENDING THE STATUTORY DEFINITION OF "SUBDIVISION" FOR THE PURPOSE OF SUBDIVISION REGULATION IN JONES COUNTY, is referred to the Committee on Local Government I.

By Representative Edwards:

H.B. 438, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF BEAUFORT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Edwards:

H.B. 439, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF HYDE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Edwards:

H.B. 440, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF BEAUFORT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Edwards:

H.B. 441, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF HYDE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gillespie:

H.B. 442, A BILL TO BE ENTITLED AN ACT RELATING TO MCDOWELL COUNTY AND TO THE MUNICIPALITIES LOCATED IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gillespie:

H.B. 443, A BILL TO BE ENTITLED AN ACT RELATING TO MCDOWELL COUNTY AND TO THE MUNICIPALITIES LOCATED IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Horn:

H.B. 444, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE POLK COUNTY TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Horn:

H.B. 445, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF POLK COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Kinney:

H.B. 446, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA LEGAL EDUCATION ASSISTANCE FOUNDATION FOR ITS LOAN REPAYMENT ASSISTANCE PROGRAM FOR NORTH CAROLINA PUBLIC SERVICE ATTORNEYS, is referred to the Committee on Appropriations.

By Representative Nesbitt:

H.B. 447, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF ASHEVILLE TO PROHIBIT ACTS OF DISCRIMINATION IN EMPLOYMENT BASED ON RACE, COLOR, NATIONAL ORIGIN, RELIGION, SEX, DISABILITY, OR AGE, is referred to the Committee on Local Government I.

By Representatives Smith, Grady, and Warwick (Primary Sponsors); and Tucker:

H.J.R. 448, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ALEXANDER DUKE "A. D." GUY, FORMER MEMBER OF THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Nye, Cox, Gibson, Hill, McLawhorn, Tucker, Warren, and Warwick:

H.B. 449, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE CURRENT SALES TAX TREATMENT FOR FARM MACHINERY AND EQUIPMENT ALSO APPLIES TO BALERS, is referred to the Committee on Finance.

By Representatives Edwards, Dedmon, Gardner, Luebke, Melton, and Warner:

H.B. 450, A BILL TO BE ENTITLED AN ACT TO REMOVE THE HIGHWAY USE TAX LOOPHOLE FOR LUXURY AUTOMOBILES, is referred to the Committee on Finance.

By Representative Goodwin:

H.R. 451, A HOUSE RESOLUTION HONORING RICHARD C. HOFFMAN FOR WHOM THE TOWN OF HOFFMAN IS NAMED ON THE ONE HUNDREDTH ANNIVERSARY OF THE TOWN, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Nesbitt, Sherrill, and Walend (Primary Sponsors); Adams, Alexander, Baddour, Barefoot, Cansler, Easterling, Gibson, Jarrell, Jeffus, Mosley, Redwine, Smith, and Wright:

H.B. 452, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PURPOSE OF HONORING AND RECOGNIZING A CENTURY OF GOVERNMENT AND CIVIC LEADERSHIP BY NORTH CAROLINA WOMEN, is referred to the Committee on Appropriations.

By Representatives Melton and Barbee:

H.B. 453, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE UNION COUNTY TO LEVY A ONE-CENT LOCAL SALES TAX FOR PUBLIC SCHOOL CAPITAL OUTLAY, SUBJECT TO APPROVAL BY THE VOTERS OF THE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 173, A BILL TO BE ENTITLED AN ACT TO ALLOW THE ISSUANCE OF CERTAIN ABC PERMITS IN DESIGNATED NATIONAL HISTORIC LANDMARK DISTRICTS AND TO INCREASE THE COVERAGE OF INTERSTATE INTERCHANGE ECONOMIC DEVELOPMENT ZONES, is read the first time and referred to the Committee on Alcoholic Beverage Control.

Committee Substitute for **S.B. 197**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE GENERAL STATUTES TO IMPLEMENT CERTAIN RECOMMENDATIONS OF THE GOVERNOR'S TASK

FORCE ON DOMESTIC VIOLENCE, is read the first time and referred to the Committee on Judiciary I.

On motion of the Chair, the House recesses at 6:30 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

CALENDAR

Action is taken on the following:

House Committee Substitute No. 2 for S.B. 6, A BILL TO BE ENTITLED AN ACT TO APPROVE THE CREATION OF THE NONPROFIT CORPORATION ESTABLISHED PURSUANT TO COURT ORDER FOR THE PURPOSES OF RECEIPT AND DISTRIBUTION OF FIFTY PERCENT OF THE FUNDS RECEIVED BY THE STATE IN STATE OF NORTH CAROLINA V. PHILIP MORRIS INCORPORATED, ET AL., INCLUDING THE MANNER, TERMS, AND CONDITIONS OF APPOINTMENT OF THE CORPORATION'S BOARD OF DIRECTORS, TO CONDITIONALLY ASSIGN TO THE NONPROFIT CORPORATION THE RIGHT, TITLE, AND INTEREST IN THE ANNUAL PAYMENTS CONSTITUTING FIFTY PERCENT OF NORTH CAROLINA'S STATE SPECIFIC ACCOUNT, TO REQUIRE THE ATTORNEY GENERAL TO DRAFT AND FILE ARTICLES OF INCORPORATION FOR THE NONPROFIT CORPORATION CONCERNING CONSULTATION AND REVIEW, APPLICABILITY OF PUBLIC RECORDS AND OPEN MEETINGS LAWS, TRANSFER OF ASSETS AND DISSOLUTION, AND CHARTER REPEAL AND AMENDMENT AS A CONDITION PRECEDENT TO THE ASSIGNMENT OF PAYMENTS TO THE CORPORATION, TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY THAT TOBACCO PRODUCTION INTERESTS, TOBACCO MANUFACTURING INTERESTS, TOBACCO-RELATED EMPLOYMENT INTERESTS, HEALTH INTERESTS, AND ECONOMIC DEVELOPMENT INTERESTS SHALL BE REPRESENTED ON THE CORPORATION'S BOARD OF DIRECTORS, TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY TO ESTABLISH A TRUST FUND TO RECEIVE AND DISTRIBUTE TWENTY-FIVE PERCENT OF THE TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE BENEFIT OF TOBACCO PRODUCERS, TOBACCO ALLOTMENT HOLDERS, AND PERSONS ENGAGED IN TOBACCO-RELATED BUSINESSES, INCLUDING DIRECT AND INDIRECT

FINANCIAL ASSISTANCE AND INDEMNIFICATION TO THESE BENEFICIARIES TO THE EXTENT ALLOWED BY LAW AND IN ACCORDANCE WITH CRITERIA ESTABLISHED BY THE TRUST FUND'S BOARD OF TRUSTEES, WITH THE TRUST FUND GOVERNED BY TRUSTEES REPRESENTING THESE INTERESTS, AND TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY TO ESTABLISH A SEPARATE TRUST FUND TO RECEIVE AND DISTRIBUTE TWENTY-FIVE PERCENT OF THE TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE BENEFIT OF HEALTH, WITH THE TRUST FUND GOVERNED BY A BOARD OF TRUSTEES COMPRISED OF A BROAD REPRESENTATION OF HEALTH INTERESTS.

Representative Daughtry moves that Rule 31(d) be suspended in order that he might offer an amendment which changes the title. The motion fails by electronic vote (57-62).

The bill passes its second reading by electronic vote (63-56).

Representative Daughtry objects to the third reading. The bill remains on the Calendar.

INTRODUCTION OF PAGES

Pages for the week of March 15 are introduced to the membership. They are: Jerolyn Brown of Wake; Ashley Butler of McDowell; Scott Creech of Johnston; Jeffrey Evans of Wake; Jessica Faulk of Forsyth; Valarie Gardiner of Wake; Robert Harris of Granville; Shannon Jenkins of Wake; Laura Jimison of McDowell; Gena Metts of Jones; Jared Motley of Wake; Michael O'Connor of Wake; Julie Overstreet of Person; Natalie Parvin of Wayne; Andrew Payonk of New Hanover; Jessica Smith of Bertie; William Stackhouse of Wayne; Latasha Trice of Wake; and Krystal Trice of Wake.

Representative Culpepper moves, seconded by Representative Insko, that the House adjourn, subject to the receipt of Committee Reports, the ratification of bills, the receipt of Messages, and the announcement of committee changes, to reconvene March 16 at 10:00 a.m.

The motion carries.

ADDENDA TO COMMITTEE ASSIGNMENTS

March 15, 1999

The Speaker makes the following committee assignments:

APPROPRIATIONS:

Subcommittee on Health and Human Services: Remove Representative Michaux.

Subcommittee on Education: Add Representative Michaux.

The House stands adjourned at 8:16 p.m.

TWENTY-EIGHTH DAY**HOUSE OF REPRESENTATIVES**

Tuesday, March 16, 1999

The House meets at 10:00 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, Raleigh, North Carolina.

"Eternal God, we are entrusted with the responsibility to help lead our State into the future. Yet, this future is not our own, it is Yours. You are the Giver of all time, the Guide of all destiny, and the Goal of all history. May our eyes continually look toward You, our ears continually listen for Your voice, and our hearts consistently seek Your will.

"Last night was not easy for anyone. Much time and reflection had gone into the policy positions represented. Yet, a vote was taken and we were divided. O God, have mercy upon us. Let not our division lead to absolute separation. Remind us that we are still a single legislative body seeking the very best for our State. Let us also remember that in democracy, and in the search for truth and the quest for justice, winners never gloat and losers never despair. Rather we all must humbly continue to be faithful to the vision which we have been given. And with that humility and in our common quest for Your future, let us move forward to do the work of the people for the good of the people. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 15 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (112-2).

Representatives Adams, Ellis, and Gray are excused for a portion of the session.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Allred, Baker, Buchanan, Justus, Melton, Setzer, Teague, Thompson, Tucker, and Walend:

H.B. 454, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE COMPETITIVE BID PROCESS FOR CITY, COUNTY, AND PUBLIC SCHOOL PROJECTS OF FIVE HUNDRED THOUSAND DOLLARS OR LESS, is referred to the Committee on Ways and Means.

By Representative Allred:

H.B. 455, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF ROCKINGHAM COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wainwright:

H.B. 456, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF JONES COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wainwright:

H.B. 457, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF PAMLICO COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wainwright:

H.B. 458, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF LENOIR COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wainwright:

H.B. 459, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CRAVEN COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wainwright:

H.B. 460, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CRAVEN COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Redwine and Wainwright:

H.B. 461, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DIVISION OF MOTOR VEHICLES SHALL RELEASE PERSONAL INFORMATION FOR BULK DISTRIBUTIONS OF SURVEYS, MARKETING, OR SOLICITATIONS ONLY WITH PRIOR WRITTEN APPROVAL OF THE INDIVIDUAL, is referred to the Committee on Ways and Means.

By Representatives Hill and Wright:

H.B. 462, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF CHADBOURN TO COLLECT UTILITY BILLS AS IF THEY WERE TAXES DUE THE TOWN, is referred to the Committee on Local Government I.

By Representatives Nesbitt, Cansler, Sherrill, and Walend:

H.B. 463, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR A MAINTENANCE AND OPERATIONS FACILITY AT THE NORTH CAROLINA ARBORETUM, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Cansler, Sherrill, and Walend:

H.B. 464, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR EXPANDED OPERATIONS AT THE NORTH CAROLINA ARBORETUM, is referred to the Committee on Appropriations.

By Representatives Crawford and Allen:

H.B. 465, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE PERSON COUNTY MUSEUM OF HISTORY FOR CAPITAL IMPROVEMENTS AND DISPLAYS, is referred to the Committee on Appropriations.

By Representative Smith:

H.B. 466, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CARTERET COUNTY ROOM OCCUPANCY TAX, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Morgan:

H.B. 467, A BILL TO BE ENTITLED AN ACT TO ALLOW THE MOORE COUNTY BOARD OF EDUCATION TO PERMIT THE USE OF PUBLIC SCHOOL ACTIVITY BUSES TO SERVE THE TRANSPORTATION NEEDS OF THE U.S. OPEN GOLF TOURNAMENT, is referred to the Committee on Ways and Means and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Wainwright and Tucker (Primary Sponsors):

H.B. 468, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ECONOMIC DEVELOPMENT IN JONES COUNTY, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 27, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION AGAINST THE DEPARTMENT OF TRANSPORTATION USING BERMUDA GRASS ALONG CERTAIN ROADS, is read the first time and referred to the Committee on Transportation.

S.B. 156, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE AUTHORITY OF THE LAKE ROYALE COMMUNITY IN FRANKLIN AND NASH COUNTIES TO REGULATE THE OPERATION OF CERTAIN MOTOR VEHICLES AND TO ENHANCE THAT AUTHORITY, is read the first time and referred to the Committee on Local Government II.

CALENDAR

Action is taken on the following:

On motion of the Chair, and without objection, Rule 5(10) is suspended and House Committee Substitute No. 2 for **S.B. 6, A BILL TO BE ENTITLED AN ACT TO APPROVE THE CREATION OF THE NONPROFIT CORPORATION ESTABLISHED PURSUANT TO COURT ORDER FOR THE PURPOSES OF RECEIPT AND DISTRIBUTION OF FIFTY PERCENT OF THE FUNDS RECEIVED BY THE STATE IN STATE OF NORTH CAROLINA V. PHILIP MORRIS INCORPORATED, ET AL., INCLUDING THE MANNER, TERMS, AND CONDITIONS OF APPOINTMENT OF THE CORPORATION'S BOARD OF DIRECTORS, TO CONDITIONALLY ASSIGN TO THE NONPROFIT CORPORATION THE RIGHT, TITLE, AND INTEREST IN THE ANNUAL PAYMENTS CONSTITUTING FIFTY PERCENT OF NORTH CAROLINA'S STATE SPECIFIC ACCOUNT, TO REQUIRE THE ATTORNEY GENERAL TO DRAFT AND FILE ARTICLES OF INCORPORATION FOR THE NONPROFIT CORPORATION CONCERNING CONSULTATION AND REVIEW, APPLICABILITY OF PUBLIC RECORDS AND OPEN MEETINGS LAWS, TRANSFER OF ASSETS AND DISSOLUTION, AND CHARTER REPEAL AND AMENDMENT AS A CONDITION PRECEDENT TO THE ASSIGNMENT OF PAYMENTS TO THE CORPORATION, TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY THAT TOBACCO PRODUCTION INTERESTS, TOBACCO MANUFACTURING INTERESTS, TOBACCO-RELATED EMPLOYMENT INTERESTS, HEALTH INTERESTS, AND ECONOMIC DEVELOPMENT INTERESTS SHALL BE REPRESENTED ON THE CORPORATION'S BOARD OF DIRECTORS, TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY TO ESTABLISH A TRUST FUND TO RECEIVE AND DISTRIBUTE TWENTY-FIVE PERCENT OF THE TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE BENEFIT OF TOBACCO PRODUCERS, TOBACCO ALLOTMENT HOLDERS, AND PERSONS ENGAGED IN TOBACCO-RELATED BUSINESSES, INCLUDING DIRECT AND INDIRECT FINANCIAL ASSISTANCE AND INDEMNIFICATION TO THESE BENEFICIARIES TO THE EXTENT ALLOWED BY LAW AND IN ACCORDANCE WITH CRITERIA ESTABLISHED BY THE TRUST FUND'S BOARD OF TRUSTEES, WITH THE TRUST FUND GOVERNED BY TRUSTEES REPRESENTING THESE INTERESTS, AND TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY TO ESTABLISH A SEPARATE TRUST FUND TO RECEIVE AND DISTRIBUTE**

TWENTY-FIVE PERCENT OF THE TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE BENEFIT OF HEALTH, WITH THE TRUST FUND GOVERNED BY A BOARD OF TRUSTEES COMPRISED OF A BROAD REPRESENTATION OF HEALTH INTERESTS, is moved up on today's Calendar.

Having voted with the prevailing side, Representative Ellis moves that the vote by which the bill passed its second reading be reconsidered. The motion fails by electronic vote (56-63).

Representative Adams offers Amendment No. 1 which is adopted by electronic vote (111-8).

Representative Daughtry offers Amendment No. 2 which is adopted by electronic vote (118-2).

Representative Baddour calls the previous question on the bill. The motion fails by electronic vote (59-61).

Representative C. Wilson moves that Rule 31(d) be suspended in order that she might send forth an amendment which changes the title. The motion fails by electronic vote (55-61).

The bill, as amended, passes its third reading, by electronic vote (61-58), and is ordered engrossed and sent to the Senate for concurrence in House Committee Substitute Bill No. 2, by Special Message.

On motion of the Chair, the House recesses at 12:25 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

ENROLLED BILL

The following bill is duly ratified and presented to the Governor:

S.B. 6, AN ACT TO APPROVE THE CREATION OF THE NONPROFIT CORPORATION ESTABLISHED PURSUANT TO COURT ORDER FOR THE PURPOSES OF RECEIPT AND DISTRIBUTION OF FIFTY PERCENT OF THE FUNDS RECEIVED BY

THE STATE IN STATE OF NORTH CAROLINA V. PHILIP MORRIS INCORPORATED, ET AL., INCLUDING THE MANNER, TERMS, AND CONDITIONS OF APPOINTMENT OF THE CORPORATION'S BOARD OF DIRECTORS, TO CONDITIONALLY ASSIGN TO THE NONPROFIT CORPORATION THE RIGHT, TITLE, AND INTEREST IN THE ANNUAL PAYMENTS CONSTITUTING FIFTY PERCENT OF NORTH CAROLINA'S STATE SPECIFIC ACCOUNT, TO REQUIRE THE ATTORNEY GENERAL TO DRAFT AND FILE ARTICLES OF INCORPORATION FOR THE NONPROFIT CORPORATION CONCERNING CONSULTATION AND REVIEW, APPLICABILITY OF PUBLIC RECORDS AND OPEN MEETINGS LAWS, TRANSFER OF ASSETS AND DISSOLUTION, AND CHARTER REPEAL AND AMENDMENT AS A CONDITION PRECEDENT TO THE ASSIGNMENT OF PAYMENTS TO THE CORPORATION, TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY THAT TOBACCO PRODUCTION INTERESTS, TOBACCO MANUFACTURING INTERESTS, TOBACCO-RELATED EMPLOYMENT INTERESTS, HEALTH INTERESTS, AND ECONOMIC DEVELOPMENT INTERESTS SHALL BE REPRESENTED ON THE CORPORATION'S BOARD OF DIRECTORS, TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY TO ESTABLISH A TRUST FUND TO RECEIVE AND DISTRIBUTE TWENTY-FIVE PERCENT OF THE TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE BENEFIT OF TOBACCO PRODUCERS, TOBACCO ALLOTMENT HOLDERS, AND PERSONS ENGAGED IN TOBACCO-RELATED BUSINESSES, INCLUDING DIRECT AND INDIRECT FINANCIAL ASSISTANCE AND INDEMNIFICATION TO THESE BENEFICIARIES TO THE EXTENT ALLOWED BY LAW AND IN ACCORDANCE WITH CRITERIA ESTABLISHED BY THE TRUST FUND'S BOARD OF TRUSTEES, WITH THE TRUST FUND GOVERNED BY TRUSTEES REPRESENTING THESE INTERESTS, AND TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY TO ESTABLISH A SEPARATE TRUST FUND TO RECEIVE AND DISTRIBUTE TWENTY-FIVE PERCENT OF THE TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE BENEFIT OF HEALTH, WITH THE TRUST FUND GOVERNED BY A BOARD OF TRUSTEES COMPRISED OF A BROAD REPRESENTATION OF HEALTH INTERESTS.

On motion of Representative Culpepper, seconded by Representative Cole, the House adjourns at 4:57 p.m. to reconvene March 17 at 2:00 p.m.

TWENTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, March 17, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, Raleigh, North Carolina.

"O God, you are the Creator of the universe and the Sustainer of all life. In faith we call you Lord - Lord not only of the cosmos but also of our lives. In professing such faith, we place the entirety of our being under Your purposes, including our work here in the House. Let not our pronouncements of truth and justice be pious proclamations, but existential ideals after which we consistently strive. Though we are members of individual political parties, let our first allegiance be to Your will and Your kingdom. May our faith in You be woven into our every discussion and every decision. For we recognize that true belief is not simply a matter of speaking fine sounding phrases, but of living faithfully in Your love and caring for Your children. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 16 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (109-0).

Leaves of absence are granted Representatives Ellis, Goodwin, Warwick, and Wood for today.

CHAPTERED BILL

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 6, AN ACT TO APPROVE THE CREATION OF THE NONPROFIT CORPORATION ESTABLISHED PURSUANT TO COURT ORDER FOR THE PURPOSES OF RECEIPT AND DISTRIBUTION OF FIFTY PERCENT OF THE FUNDS RECEIVED BY THE STATE IN STATE OF NORTH CAROLINA V. PHILIP MORRIS INCORPORATED, ET AL., INCLUDING THE MANNER, TERMS, AND CONDITIONS OF APPOINTMENT OF THE CORPORATION'S BOARD OF DIRECTORS, TO CONDITIONALLY ASSIGN TO THE

NONPROFIT CORPORATION THE RIGHT, TITLE, AND INTEREST IN THE ANNUAL PAYMENTS CONSTITUTING FIFTY PERCENT OF NORTH CAROLINA'S STATE SPECIFIC ACCOUNT, TO REQUIRE THE ATTORNEY GENERAL TO DRAFT AND FILE ARTICLES OF INCORPORATION FOR THE NONPROFIT CORPORATION CONCERNING CONSULTATION AND REVIEW, APPLICABILITY OF PUBLIC RECORDS AND OPEN MEETINGS LAWS, TRANSFER OF ASSETS AND DISSOLUTION, AND CHARTER REPEAL AND AMENDMENT AS A CONDITION PRECEDENT TO THE ASSIGNMENT OF PAYMENTS TO THE CORPORATION, TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY THAT TOBACCO PRODUCTION INTERESTS, TOBACCO MANUFACTURING INTERESTS, TOBACCO-RELATED EMPLOYMENT INTERESTS, HEALTH INTERESTS, AND ECONOMIC DEVELOPMENT INTERESTS SHALL BE REPRESENTED ON THE CORPORATION'S BOARD OF DIRECTORS, TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY TO ESTABLISH A TRUST FUND TO RECEIVE AND DISTRIBUTE TWENTY-FIVE PERCENT OF THE TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE BENEFIT OF TOBACCO PRODUCERS, TOBACCO ALLOTMENT HOLDERS, AND PERSONS ENGAGED IN TOBACCO-RELATED BUSINESSES, INCLUDING DIRECT AND INDIRECT FINANCIAL ASSISTANCE AND INDEMNIFICATION TO THESE BENEFICIARIES TO THE EXTENT ALLOWED BY LAW AND IN ACCORDANCE WITH CRITERIA ESTABLISHED BY THE TRUST FUND'S BOARD OF TRUSTEES, WITH THE TRUST FUND GOVERNED BY TRUSTEES REPRESENTING THESE INTERESTS, AND TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY TO ESTABLISH A SEPARATE TRUST FUND TO RECEIVE AND DISTRIBUTE TWENTY-FIVE PERCENT OF THE TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE BENEFIT OF HEALTH, WITH THE TRUST FUND GOVERNED BY A BOARD OF TRUSTEES COMPRISED OF A BROAD REPRESENTATION OF HEALTH INTERESTS. (S.L. 1999-2)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 76, A JOINT RESOLUTION HONORING THE MEMORY OF JOHN REED ON THE BICENTENNIAL OF AMERICA'S FIRST GOLD DISCOVERY, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of March 18.

H.B. 214, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE LAND RECORDS STATUTES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 18.

By Representative Braswell for the Committee on Judiciary II:

S.B. 62, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN NOTARIAL ACTS, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of March 23. The original bill is placed on the Unfavorable Calendar.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 62, A BILL TO BE ENTITLED AN ACT TO REQUIRE CORPORATIONS THAT ARE REQUIRED TO PAY FEDERAL-ESTIMATED INCOME TAX BY ELECTRONIC FUNDS TRANSFER TO PAY STATE-ESTIMATED INCOME TAX BY ELECTRONIC FUNDS TRANSFER, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 23.

House Committee Substitute for **S.B. 33,** A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF CLAYTON, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 18.

Committee Substitute for **S.B. 43,** A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE THE TOWN OF ALEXANDER MILLS INTO THE TOWN OF FOREST CITY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 22.

By Representative Smith for the Committee on Public Utilities:

S.J.R. 32, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF ROBERT KOGER MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of March 22.

By Representative Jarrell for the Committee on Local Government II:

H.B. 153, A BILL TO BE ENTITLED AN ACT TO CHANGE THE FILING PERIOD FOR THE HOKE COUNTY BOARD OF EDUCATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 22.

H.B. 332, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE YANCEY COUNTY BOARD OF EDUCATION FROM NONPARTISAN ELECTION AT THE TIME OF THE PRIMARY TO NONPARTISAN ELECTION AT THE TIME OF THE GENERAL ELECTION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 22.

H.B. 378, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ROANOKE RAPIDS HOUSING AUTHORITY AND THE ROANOKE RAPIDS REDEVELOPMENT COMMISSION TO CONVEY BY PRIVATE SALE REAL PROPERTY LOCATED WITHIN A REDEVELOPMENT PROJECT AREA, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 22.

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 319, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF STATE TO APPLY FOR AND ACCEPT GRANT FUNDS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 23.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives McMahan, Alexander, Cunningham, Earle, Easterling, Rayfield, Saunders, and C. Wilson:

H.B. 469, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING REDUCTION OR CONTINUATION OF A TEACHER'S BONUS, AS IT APPLIES TO THE CHARLOTTE-MECKLENBURG COUNTY SCHOOL ADMINISTRATIVE UNIT, is referred to the Committee on Education.

By Representative Decker:

H.B. 470, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF SUMMERFIELD TO ALLOW THE GOVERNING BODY TO REMOVE MEMBERS FOR MISCONDUCT AND TO ALLOW A RECALL ELECTION, is referred to the Committee on Ways and Means.

By Representative Decker:

H.B. 471, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTERS OF THE TOWNS OF STOKESDALE AND SUMMERFIELD TO EXEMPT AGRICULTURAL LAND USES WITHIN THOSE JURISDICTIONS FROM ZONING AND BUILDING CODE REGULATION, is referred to the Committee on Ways and Means.

By Representative Decker:

H.B. 472, A BILL TO BE ENTITLED AN ACT RELATING TO HOUSE DISTRICT 84, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Decker:

H.B. 473, A BILL TO BE ENTITLED AN ACT RELATING TO HOUSE DISTRICT 84, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Rogers:

H.B. 474, A BILL TO BE ENTITLED AN ACT TO REDUCE THE MEMBERSHIP OF THE BERTIE COUNTY ABC COMMISSION FROM FIVE TO THREE MEMBERS AND TO ALLOW THE APPOINTMENT OF A NEW BERTIE COUNTY ABC COMMISSION, is referred to the Committee on Alcoholic Beverage Control.

By Representatives Brubaker, Arnold, Baker, Brown, Capps, Clary, Culp, Dockham, Esposito, Gardner, Gillespie, Gulley, Hiatt, Holmes, Kiser, McMahan, Mitchell, Moore, Morgan, Morris, Preston, Rayfield, Sexton, Tallent, and G. Wilson:

H.B. 475, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES FOR THE STAY SMART PROGRAM, is referred to the Committee on Appropriations.

By Representatives Tolson, Alexander, Allen, Barefoot, Bonner, Bridgeman, Brown, Buchanan, Clary, Cox, Culp, Culpepper, Cunningham, Davis, Dedmon, Dockham, Edwards, Fitch, Gillespie, Goodwin, Haire, Hill, Hunter, Hurley, Insko, Kinney, Luebke, McCrary, McLawhorn, Melton, Mitchell, Moore, Morris, Mosley, Owens, Preston, Ramsey, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Starnes, Sutton, Wainwright, Walend, Warren, Warwick, and G. Wilson:

H.B. 476, A BILL TO BE ENTITLED AN ACT CONCERNING THE GRANT OF POWERS TO ELECTRIC MEMBERSHIP CORPORATIONS REGARDING SUBSIDIARY ORGANIZATIONS, is referred to the Committee on Public Utilities.

By Representative Jeffus:

H.B. 477, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ESTABLISHMENT OF CAMPUS LAW ENFORCEMENT AGENCIES AT CONSTITUENT INSTITUTIONS OF THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM, is referred to the Committee on Education.

By Representatives Jarrell and Barefoot:

H.B. 478, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF THREATENING JUDGES, DISTRICT ATTORNEYS, AND OTHER COURT OFFICERS, is referred to the Committee on Judiciary II.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of the Chair, pursuant to Rule 38(b) and without objection, House Committee Substitute for **S.B. 59**, A BILL TO BE ENTITLED AN ACT TO AMEND THE PHARMACY PRACTICE ACT TO DEFINE THE TERM MOBILE PHARMACY AND TO ALLOW SUCH A PHARMACY

TO REGISTER ANNUALLY WITH THE BOARD OF PHARMACY, is withdrawn from the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Finance.

On motion of the Chair, pursuant to Rule 36(b) and without objection, Committee Substitute for **H.B. 200**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO THE FORFEITURE OF PROPERTY RIGHTS BY SLAYERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is withdrawn from the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

H.B. 50, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF FAYETTEVILLE TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION.

A division having been called, the bill passes its second reading, by electronic vote (97-15), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **H.B. 238**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET FROM LAWS ENCOURAGING THE PURCHASE OF COMMODITIES AND SERVICES OFFERED BY BLIND AND BY SEVERELY DISABLED PERSONS, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (109-0), and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Culpepper and without objection, Committee Substitute for **H.B. 160**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR CHILD ABUSE THAT RESULTS IN EXTREME DEBILITATING INJURY, is withdrawn from the Calendar and placed on the Calendar of March 18.

CALENDAR (continued)

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 201, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO THE APPOINTMENT OF SUCCESSOR TRUSTEES TO CONFORM TO THE RULES OF CIVIL PROCEDURE AND TO UPDATE STATUTORY LANGUAGE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Culpepper, seconded by Representative McCrary, the House adjourns at 2:48 p.m. to reconvene March 18 at 2:00 p.m.

THIRTIETH DAY**HOUSE OF REPRESENTATIVES**

Thursday, March 18, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker Pro Tempore, Representative Hackney.

The following prayer is offered by the Reverend Mike Frese, Raleigh, North Carolina.

"O God, we have been elected to be representatives of the people. May we also hear Your call to be agents of Your will. Let our labors seek not only the good of this State, but the growth of Your kingdom. Make us valiant for the truth - seeking that which is just and right and not merely that which is politically or socially expedient. Guide our deliberations and the drafting of bills that they may lead to purer and juster laws. Let us be about caring for persons in need, rescuing those who have fallen into the pernicious cycle of poverty, and caring for all who are dispossessed of livelihoods. Make us instruments of Your grace and peace. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 17 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (87-0).

Leaves of absence are granted Speaker Black; Representatives Adams, Boyd-McIntyre, Brown, Church, Clary, Culp, Davis, Dockham, Fitch, Gardner, Mosley, Nesbitt, Thompson, and G. Wilson for today. Representatives Russell and Wainwright are excused for a portion of the session.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

Committee Substitute for **H.B. 19**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CASINO BOATS FROM OPERATING IN NORTH CAROLINA, TO REGULATE CERTAIN GAMBLING BOATS THAT OPERATE IN NORTH CAROLINA PURSUANT TO FEDERAL LAW, TO LEVY A PRIVILEGE TAX ON GAMBLING BOATS OPERATING IN NORTH CAROLINA, AND TO REQUIRE WITHHOLDING FROM CERTAIN GAMBLING BOAT WINNINGS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of March 24. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Kinney for the Committee on Military, Veterans and Indian Affairs:

H.B. 386, A BILL TO BE ENTITLED AN ACT TO INCREASE THE VETERANS ALLOWANCE TO COUNTIES FOR VETERANS SERVICES AUTHORIZED TO BE PAID BY THE DIVISION OF VETERANS AFFAIRS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 24.

By Representative Insko, Vice Chair, for the Committee on State Personnel:

H.B. 204, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE SUNSET ON USING SAVED EMPLOYER FICA CONTRIBUTIONS TO PAY THE ADMINISTRATIVE EXPENSES OF THE FLEXIBLE BENEFITS PROGRAM, with a favorable report and recommendation that the bill be referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives Yongue and Warner, Chairs, for the Committee on Education:

H.B. 216, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO DIRECT THE STATE BOARD OF EDUCATION TO EXTEND ITS REVIEW AND EVALUATION OF CHARTER SCHOOLS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 24.

MEMORANDUM

March 18, 1999

TO: The Honorable James B. Black
Speaker of the House of Representatives

FROM: Representative Warren C. Oldham, Chair
University Board of Governors Nominating Committee

RE: Committee Report of Nominees for House Election of the
Board of Governors of the University of North Carolina

Listed below, by category, are the nominees for consideration by the members of the House of Representatives in the forthcoming election to the Board of Governors of the University of North Carolina under House Resolution 166. The names of the nominees are listed in alphabetical order within each category. The members of the Committee voted for the nominees at a meeting held on Thursday, March 18, 1999.

I certify that these nominees are legally qualified to serve and are willing to serve if elected.

CATEGORY

NAME

AT-LARGE

(5 Seats to Fill)

J. Addison Bell
John C. Fennebresque
Alexander "Alex" M. Hall
Richard "Dick" S. Jones, Jr.

Peter Keber
H. D. "Cobby" Reaves, Jr.
Perry R. Safran
John L. Sanders
Harold H. Webb
Ruth Dial Woods

RACIAL MINORITY

(2 Seats to Fill)

Lavonia Ingram Allison
Angela R. Bryant
Chancy Rudolph "C.R." Edwards
D. Hector McEachern

WOMAN

(2 Seats to Fill)

Patsy Brewington Perry
Betty S. Speir
Priscilla Patterson Taylor

The Chair notes the submission of the report. Pursuant to **H.R. 166**, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, the election will be held March 23, 1999.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Michaux, Fitch, Blue, and Adams (Primary Sponsors); Arnold, Baker, Barbee, Barefoot, Bowie, Boyd-McIntyre, Brown, Brubaker, Buchanan, Cansler, Capps, Clary, Cole, Creech, Culp, Cunningham, Daughtry, Davis, Dedmon, Dockham, Easterling, Eddins, Ellis, Esposito, Gardner, Gibson, Gillespie, Goodwin, Gray, Guley, Hensley, Hiatt, Holmes, Howard, Hunter, Justus, Kiser, McAllister, McComas, McCombs, McCrary, McMahan, Miner, Mitchell, Morris, Mosley, Neely, Nesbitt, Oldham, Redwine, Russell, Saunders, Setzer, Sexton, Teague, Thompson, Tolson, Wainwright, Walend, C. Wilson, G. Wilson, Womble, and Wright:

H.B. 479, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE TOBACCO SETTLEMENT FUNDS FOR UNIVERSITY-BASED RESEARCH ON ALTERNATIVES TO TOBACCO FOR FARMERS, is referred to the Committee on Appropriations.

By Representative Moore:

H.B. 480, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RENOVATION OF FAITH HALL, A STATE HISTORIC SITE, AT BARBER-SCOTIA COLLEGE, is referred to the Committee on Appropriations.

By Representative Moore:

H.B. 481, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING CABARRUS COUNTY AND MUNICIPALITIES WITHIN CABARRUS COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Moore:

H.B. 482, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING CABARRUS COUNTY AND MUNICIPALITIES WITHIN CABARRUS COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Moore:

H.B. 483, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A CIVIC EDUCATION PROGRAM FOR MIDDLE SCHOOL CLASSES, is referred to the Committee on Appropriations.

By Representative Moore:

H.B. 484, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO L.I.F.E. CENTER FOR CONSTRUCTING A NEW FACILITY FOR ADULT DAY SERVICES, is referred to the Committee on Appropriations.

By Representatives Moore, Barefoot, Bonner, Michaux, and Warner:

H.B. 485, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE ADDITIONAL DAYS OF INSTRUCTION FOR CHILDREN WHO RECEIVE LOW GRADES ON END-OF-GRADE OR END-OF-COURSE TESTS, is referred to the Committee on Appropriations.

By Representatives Moore, Arnold, Barefoot, Bonner, Culp, Dedmon, Guley, Hill, Jarrell, Jeffus, Mosley, Russell, Setzer, Sexton, Smith, Warwick, G. Wilson, and Yongue:

H.B. 486, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES TO TRAILERS OWNED BY CHARITABLE ORGANIZATIONS AND USED ONLY IN PARADES, is referred to the Committee on Finance.

By Representatives Haire and Ramsey:

H.B. 487, A BILL TO BE ENTITLED AN ACT TO VALIDATE A REFERENDUM CHANGING THE MANNER OF ELECTION OF THE BOARD OF COMMISSIONERS OF MADISON COUNTY, EFFECTIVE IN 2002, AS APPROVED BY THE VOTERS OF THAT COUNTY, is referred to the Committee on Local Government II.

By Representatives Haire and Ramsey:

H.B. 488, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO HAYWOOD COUNTY FOR CAPITAL IMPROVEMENTS TO THE HAYWOOD COUNTY AGRICULTURAL/ACTIVITIES CENTER, is referred to the Committee on Appropriations.

By Representatives Haire and Ramsey:

H.B. 489, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HAYWOOD COUNTY TO LEVY A ONE-CENT LOCAL SALES TAX, IF APPROVED BY THE VOTERS OF THE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McMahan, Alexander, Arnold, Baddour, Barbee, Bowie, Bridgeman, Cansler, Culp, Dockham, Easterling, Fox, Gardner, Gillespie, Grady, Gulley, Hiatt, Holmes, Hurley, Justus, Kiser, McComas, Melton, Miner, Morgan, Morris, Neely, Owens, Rogers, Russell, Sherrill, Thompson, Walend, Warwick, and G. Wilson:

H.B. 490, A BILL TO BE ENTITLED AN ACT TO INCREASE GIVING TO CHARITABLE NONPROFIT ORGANIZATIONS BY EXPANDING THE STATE CORPORATE INCOME TAX DEDUCTION FOR CHARITABLE CONTRIBUTIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative McMahan:

H.J.R. 491, A JOINT RESOLUTION TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY CONSOLIDATED

CORPORATE INCOME TAX RETURNS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McMahan, Easterling, and C. Wilson:

H.B. 492, A BILL TO BE ENTITLED AN ACT TO PROVIDE A ONE-MILE EXTRATERRITORIAL PLANNING JURISDICTION OF THE TOWNS OF CORNELIUS, DAVIDSON, AND HUNTERSVILLE, is referred to the Committee on Local Government I.

By Representatives Fitch and Michaux (Primary Sponsors); Hunter, McAllister, and Nesbitt:

H.B. 493, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE CIVIL ACTIONS OF ALIENATION OF AFFECTION AND CRIMINAL CONVERSATION, is referred to the Committee on Judiciary II.

By Representatives Hackney, Barefoot, and Gardner:

H.B. 494, A BILL TO BE ENTITLED AN ACT TO ADOPT THE UNIFORM CHILD-CUSTODY JURISDICTION AND ENFORCEMENT ACT AND TO MAKE CONFORMING CHANGES, is referred to the Committee on Judiciary I.

By Representatives Hackney and Gardner:

H.B. 495, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ARBITRATION OF ALL ISSUES ARISING FROM A MARITAL SEPARATION OR DIVORCE, EXCEPT FOR THE DIVORCE ITSELF, UPON THE AGREEMENT OF ALL PARTIES; AND TO AMEND G.S. 1-567.57, is referred to the Committee on Judiciary I.

By Representatives Hill, Barefoot, Bonner, Brown, Church, Cole, Cox, Davis, Eddins, Kiser, Smith, Teague, Warren, Warwick, G. Wilson, and Yongue:

H.B. 496, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE GOODNESS GROWS IN NORTH CAROLINA PROGRAM, is referred to the Committee on Appropriations.

By Representatives Hill, Bonner, Brown, Church, Cole, Cox, Davis, Eddins, Kiser, Smith, Teague, Warren, Warwick, G. Wilson, and Yongue:

H.B. 497, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ASSISTANCE FOR SEAFOOD AND AQUACULTURE MARKETING, is referred to the Committee on Appropriations.

By Representative Gulley:

H.B. 498, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF MECKLENBURG COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Carpenter:

H.B. 499, A BILL TO BE ENTITLED AN ACT TO DIVIDE DISTRICT COURT DISTRICT 30 AND PROSECUTORIAL DISTRICT 30 INTO DISTRICTS 30A AND 30B, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Horn:

H.B. 500, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE STABILIZATION AND RENOVATION OF THE HISTORIC POLK COUNTY COURTHOUSE, is referred to the Committee on Appropriations.

By Representatives Thomas, Wainwright, and Edwards (Primary Sponsors):

H.B. 501, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING APPOINTMENTS AND COMPENSATION OF HOSPITAL AUTHORITIES IN CRAVEN COUNTY, is referred to the Committee on Local Government I.

By Representative Edwards:

H.B. 502, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE ADDITIONAL TEACHERS FOR OCRACOE SCHOOL, is referred to the Committee on Appropriations.

By Representatives Mitchell and Setzer:

H.B. 503, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES FOR PHASE II OF THE CATTLE AND LIVESTOCK EXPOSITION CENTER IN IREDELL COUNTY, is referred to the Committee on Appropriations.

By Representative Preston:

H.B. 504, A BILL TO BE ENTITLED AN ACT RELATING TO THE ADOPTION OF PLANNING, ZONING, AND SUBDIVISION ORDINANCES IN CARTERET COUNTY, is referred to the Committee on Local Government II.

By Representatives Morris, Hurley, Kinney, McAllister, and Warner:

H.B. 505, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE OPERATION OF THE CUMBERLAND COUNTY JUVENILE ASSESSMENT CENTER PROJECT AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, is referred to the Committee on Appropriations.

By Representatives Braswell, Allred, Bonner, Boyd-McIntyre, Buchanan, Capps, Carpenter, Clary, Culp, Earle, Easterling, Gardner, Guley, Kinney, Luebke, Mitchell, Oldham, Owens, Rayfield, Sexton, and G. Wilson:

H.B. 506, A BILL TO BE ENTITLED AN ACT AUTHORIZING DENTAL HYGIENIST LICENSURE BY CREDENTIAL AND AMENDING THE LICENSURE REQUIREMENTS FOR DENTAL HYGIENISTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 115, A BILL TO BE ENTITLED AN ACT TO EXTEND FOR ONE YEAR THE DEADLINE FOR MATCHING COMMUNITY COLLEGE BOND FUNDS, is read the first time and referred to the Committee on Appropriations.

S.B. 289, A BILL TO BE ENTITLED AN ACT TO NAME THE NORTH CAROLINA CHILDREN'S VISION SCREENING IMPROVEMENT PROGRAM IN HONOR OF KENNETH C. ROYALL, JR, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 311, A BILL TO BE ENTITLED AN ACT TO MODIFY RULE 4 OF THE RULES OF CIVIL PROCEDURE TO EXTEND THE LENGTH OF THE LIFE OF A SUMMONS AND TO ABOLISH ENDORSEMENT AS A MEANS OF REVIVING A SUMMONS, is read the first time and referred to the Committee on Judiciary II.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following appears on today's Calendar.

House Committee Substitute for **S.B. 33**, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF CLAYTON, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Braswell, Bridgeman, Buchanan, Cansler, Capps, Cole, Cox, Crawford, Culpepper, Cunningham, Daughtry, Decker, Dedmon, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fox, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Hunter, Hurley, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Neely, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Sexton, Sherrill, Smith, Starnes, Sutton, Teague, Thomas, Tolson, Tucker, Walend, Warner, Warren, Warwick, Womble, Wood, Wright, and Yongue - 94.

Voting in the negative: Representative Brubaker.

Excused absences: Speaker Black; Representatives Adams, Boyd-McIntyre, Brown, Church, Clary, Culp, Davis, Dockham, Fitch, Gardner, Mosley, Nesbitt, Thompson, Wainwright, and G. Wilson - 16.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 41**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT EVERY DWELLING UNIT LEASED AS RENTAL PROPERTY IN CERTAIN CITIES BE FURNISHED WITH A SOURCE OF HEAT.

Representative Ellis offers Amendment No. 1 which fails of adoption by electronic vote (29-68).

Representative Ellis offers Amendment No. 2 which fails of adoption by electronic vote (20-76).

The bill passes its second reading by electronic vote (76-20).

Representative Neely objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 160**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR CHILD ABUSE THAT RESULTS IN EXTREME DEBILITATING INJURY, passes its second reading by electronic vote (97-0).

Representative Goodwin objects to the third reading. The bill remains on the Calendar.

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

H.J.R. 76, A JOINT RESOLUTION HONORING THE MEMORY OF JOHN REED ON THE BICENTENNIAL OF AMERICA'S FIRST GOLD DISCOVERY, passes its second reading, by electronic vote (84-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 214, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE LAND RECORDS STATUTES, passes its second reading, by electronic vote (89-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 56, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE USE OF STAMPS TO INDICATE WHETHER THE EXCISE TAX ON CONVEYANCES HAS BEEN PAID AND TO MAKE THE PENALTIES THAT APPLY TO THIS TAX THE SAME AS FOR OTHER TAXES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 24. The original bill is placed on the Unfavorable Calendar.

H.B. 221, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTERS OF THE TOWN OF YAUPON BEACH AND THE TOWN OF LONG BEACH AND ESTABLISH A CHARTER FOR THE CONSOLIDATED TOWN OF OAK ISLAND, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 24. The original bill is placed on the Unfavorable Calendar.

On motion of Representative Culpepper, seconded by Representative Barbee, the House adjourns in memory of Sergeant Tonya Gillikin, the law enforcement officer who was tragically killed in the line of duty this week, at 3:14 p.m. to reconvene Monday, March 22, 1999, at 7:00 p.m.

THIRTY-FIRST DAY

HOUSE OF REPRESENTATIVES

Monday, March 22, 1999

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, Raleigh, North Carolina.

"O Lord, as we go about our work, open the eyes of our faith to Your will, for it is only with You as our focus that we truly see clearly. We confess that we can be too short-sighted and seek a quick 'win' rather than a lasting gain. We also confess that we can be so far-sighted that the immediate needs of our world are never perceived. Be Thou our vision, O God. May Your love be the lens through which we perceive the world, Your mercy be the frame of reference which brings all else into focus, and Your righteousness the horizon which brings everything into proper perspective. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 18 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (100-0).

Leaves of absence are granted Representatives Adams, Brubaker, Cole, Haire, Holmes, Justus, Kinney, and Thompson for today.

The Speaker appoints Reverend Mike Frese as Chaplain for the House of Representatives.

ENROLLED BILLS

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 31, AN ACT TO AUTHORIZE THE CITY OF SHELBY TO CONVEY CERTAIN DESCRIBED PROPERTY BY PRIVATE SALE TO THE COUNCIL ON THE AGING OF CLEVELAND COUNTY, NORTH CAROLINA, INC.

H.B. 37, AN ACT REQUIRING THE CONSENT OF LENOIR AND WAYNE COUNTIES BEFORE LAND IN THOSE COUNTIES MAY BE CONDEMNED OR ACQUIRED BY A UNIT OF LOCAL GOVERNMENT OUTSIDE THOSE COUNTIES.

H.B. 68, AN ACT TO PROVIDE FOUR-YEAR TERMS FOR THE MAYOR AND ALDERMEN OF THE TOWN OF CHINA GROVE.

H.B. 129, AN ACT TO PERMIT THE CITY OF BREVARD TO CONVEY CERTAIN PARCELS OF REAL PROPERTY TO PRIVATE LANDOWNERS IN EXCHANGE FOR PUBLIC RIGHTS-OF-WAY.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 23, AN ACT TO CLARIFY THE LAW REGULATING MASS GATHERINGS. (S.L. 1999-3)

S.B. 26, AN ACT TO REPEAL THE PROHIBITION ON REIMBURSEMENT FOR SERVICES PROVIDED BY SCHOOL-BASED HEALTH CLINICS UNDER THE CHILDREN'S HEALTH INSURANCE PROGRAM. (S.L. 1999-4)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Hackney for the Committee on Judiciary I:

Committee Substitute for **S.B. 197,** A BILL TO BE ENTITLED AN ACT TO MODIFY THE GENERAL STATUTES TO IMPLEMENT CERTAIN RECOMMENDATIONS OF THE GOVERNOR'S TASK FORCE ON DOMESTIC VIOLENCE, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Sutton for the Committee on Judiciary III:

H.B. 222, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LITTERING LAW BY INCREASING THE MINIMUM AND MAXIMUM FINES, BY REQUIRING COMMUNITY SERVICE IN THOSE INSTANCES WHERE IT IS CURRENTLY PERMISSIVE, AND BY AUTHORIZING AN INSURANCE PREMIUM SURCHARGE AND ASSESSMENT OF POINTS PURSUANT TO G.S. 58-30.4 FOR PERSONS CONVICTED OF LITTERING, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Baddour for the Committee on Judiciary IV:

H.B. 202, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROFESSIONAL CORPORATION ACT TO PERMIT CERTAIN EMPLOYEE RETIREMENT PLANS TO HOLD SECURITIES AS A LICENSEE AND TO REVISE THE DEFINITION OF A FOREIGN PROFESSIONAL CORPORATION THAT MAY BE AUTHORIZED TO DO BUSINESS IN THIS STATE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 226, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A NOTICE OF FORECLOSURE HEARING INCLUDE ADDITIONAL INFORMATION, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Goodwin, Chair, for the Committee on Highway Safety:

H.B. 57, A BILL TO BE ENTITLED AN ACT TO ENHANCE MOTOR VEHICLE OCCUPANT RESTRAINT SAFETY, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representatives Warner and Yongue, Chairs, for the Committee on Education:

H.B. 274, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING CERTIFICATION OF ASSISTANT PRINCIPALS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Smith:

H.B. 507, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF CAPE CARTERET, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Smith:

H.B. 508, A BILL TO BE ENTITLED AN ACT TO INCLUDE PUBLIC DEFENDERS AND THE APPELLATE DEFENDER AS MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representatives Davis, Alexander, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bowie, Braswell, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cox, Crawford, Culpepper, Cunningham, Daughtry, Dedmon, Dockham, Easterling, Eddins, Edwards, Fitch, Fox, Gardner, Gray, Gulley, Haire, Hensley, Hiatt, Hill, Hunter, Jarrell, Justus, Kiser, McAllister, McCombs, McLawhorn, McMahan, Melton, Michaux, Miner, Mitchell, Moore, Neely, Nesbitt, Oldham, Owens, Preston, Ramsey, Rogers, Russell, Setzer, Sexton, Smith, Starnes, Teague, Thomas, Thompson, Wainwright, Walend, C. Wilson, G. Wilson, Womble, Wright, and Yongue:

H.B. 509, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO NORTH CAROLINA VETERANS ARCHIVES CENTER TO PURCHASE LAND FOR AND DEVELOP A VETERANS ARCHIVES CENTER IN THE TOWN OF DUNN, is referred to the Committee on Appropriations.

By Representatives Davis and Cox:

H.B. 510, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO REPAIR AND RENOVATE THE GENERAL WILLIAM C. LEE MUSEUM IN HARNETT COUNTY, is referred to the Committee on Appropriations.

By Representatives Davis and Cox:

H.B. 511, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF ERWIN TO DEVELOP A TEXTILE MUSEUM, is referred to the Committee on Appropriations.

By Representatives Clary, Arnold, Bowie, Brown, Buchanan, Cansler, Carpenter, Creech, Culp, Davis, Decker, Gardner, Gray, Hiatt, Hill, Kiser, McComas, Melton, Mosley, Rayfield, Russell, Sherrill, Starnes, Thompson, and G. Wilson:

H.B. 512, A BILL TO BE ENTITLED AN ACT TO LICENSE ASSISTED LIVING RESIDENCE ADMINISTRATORS, is referred to the Committee on Finance.

By Representative Bonner:

H.B. 513, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE ROBESON COUNTY AFRICAN-AMERICAN CULTURAL CENTER FOR REPAIRS AND RENOVATIONS AND ARCHITECTURAL DESIGN OF ITS CENTER, is referred to the Committee on Appropriations.

By Representative Saunders:

H.B. 514, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, is referred to the Committee on Judiciary IV.

By Representative Sexton:

H.B. 515, A BILL TO BE ENTITLED AN ACT RELATING TO ROCKINGHAM COUNTY AND TO THE MUNICIPALITIES LOCATED IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Sexton:

H.B. 516, A BILL TO BE ENTITLED AN ACT RELATING TO ROCKINGHAM COUNTY AND TO THE MUNICIPALITIES LOCATED IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Moore:

H.B. 517, A BILL TO BE ENTITLED AN ACT REGARDING THE COMPUTATION OF DROPOUT RATES FOR THE ABCs PROGRAM, is referred to the Committee on Education.

By Representative Moore:

H.B. 518, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE NEWLY CERTIFIED TEACHERS WITH ADDITIONAL WORKDAYS TO MEET THE REQUIREMENTS OF CONTINUING CERTIFICATION, is referred to the Committee on Appropriations.

By Representative Justus:

H.B. 519, A BILL TO BE ENTITLED AN ACT RELATING TO THE 50TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Justus:

H.B. 520, A BILL TO BE ENTITLED AN ACT RELATING TO THE 50TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Justus:

H.B. 521, A BILL TO BE ENTITLED AN ACT RELATING TO THE 50TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Justus:

H.B. 522, A BILL TO BE ENTITLED AN ACT RELATING TO THE 50TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Justus:

H.B. 523, A BILL TO BE ENTITLED AN ACT RELATING TO THE 50TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Justus:

H.B. 524, A BILL TO BE ENTITLED AN ACT RELATING TO THE 50TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Ellis, Baker, Barefoot, Cansler, Hensley, Kiser, Morris, Setzer, and Starnes:

H.B. 525, A BILL TO BE ENTITLED AN ACT TO PROHIBIT TELEPHONE SOLICITORS MAKING TELEPHONE SOLICITATIONS TO RESIDENTIAL TELEPHONE SUBSCRIBERS FROM BLOCKING A SUBSCRIBER'S USE OF A CALLER IDENTIFICATION SERVICE, is referred to the Committee on Ways and Means.

By Representatives Allred and Teague (Primary Sponsors):

H.B. 526, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TWO ASSISTANT DISTRICT ATTORNEYS IN PROSECUTORIAL DISTRICT 15A, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Baddour and Jeffus (Primary Sponsors); Alexander, Barefoot, Blue, Bowie, Boyd-McIntyre, Bridgeman, Brown, Buchanan, Cansler, Church, Cunningham, Davis, Easterling, Esposito, Fox, Gray, Hackney, Haire, Hensley, Horn, Hunter, Hurley, Insko, Jarrell, Justus, Luebke, McCrary, McLawhorn, McMahan, Melton, Miller, Miner, Morris, Mosley, Nye, Owens, Redwine, Rogers, Russell, Sherrill, Smith, Starnes, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, G. Wilson, Womble, and Wright:

H.B. 527, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES TO SUPPORT THE NORTH CAROLINA ARTS COUNCIL, is referred to the Committee on Appropriations.

By Representative Melton:

H.B. 528, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE UNION COUNTY TO IMPOSE AN IMPACT FEE TO GENERATE FUNDS FOR PUBLIC SCHOOL CAPITAL NEEDS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Capps, Allred, Arnold, Baker, Brown, Brubaker, Buchanan, Cansler, Carpenter, Creech, Culp, Daughtry, Davis, Decker, Dedmon, Dockham, Eddins, Edwards, Ellis, Fox, Gardner, Gulley, Hiatt, Holmes, Howard, Hurley, Justus, Kiser, McCombs, Mitchell, Moore,

Morris, Nye, Rayfield, Russell, Setzer, Sexton, Smith, Walend, Warner, G. Wilson, and Wood:

H.B. 529, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE DISPLAY OF THE UNITED STATES FLAG, is referred to the Committee on Ways and Means and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 269, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 270**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO PROVIDE FOR VOLUNTARY ANNEXATION OF PROPERTY SUBJECT TO PRESENT-USE VALUE APPRAISAL, is read the first time and referred to the Committee on Finance.

S.B. 310, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TIME FOR GIVING NOTICE OF APPEAL IN CASES OF TERMINATION OF PARENTAL RIGHTS AND EMANCIPATION AND IN HEARINGS TO TRANSFER A JUVENILE TO SUPERIOR COURT SHALL BE TEN DAYS AFTER ENTRY OF THE ORDER RATHER THAN TEN DAYS AFTER THE DATE OF THE HEARING, is read the first time and referred to the Committee on Judiciary II.

CALENDAR

Action is taken on the following:

House Committee Substitute for **S.B. 33**, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF CLAYTON, passes its third reading by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cox, Crawford, Creech, Culp,

Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Earle, Easterling, Eddins, Edwards, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Hardaway, Hensley, Hiatt, Hill, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morris, Mosley, Neely, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 104.

Voting in the negative: None.

Excused absences: Representatives Adams, Brubaker, Cole, Haire, Holmes, Justus, Kinney, and Thompson - 8.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 43**, A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE THE TOWN OF ALEXANDER MILLS INTO THE TOWN OF FOREST CITY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Earle, Easterling, Eddins, Edwards, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Hardaway, Hensley, Hiatt, Hill, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morris, Mosley, Neely, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, and Yongue - 103.

Voting in the negative: None.

Excused absences: Representatives Adams, Brubaker, Cole, Haire, Holmes, Justus, Kinney, and Thompson - 8.

H.B. 153, A BILL TO BE ENTITLED AN ACT TO CHANGE THE FILING PERIOD FOR THE HOKE COUNTY BOARD OF EDUCATION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 332, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF ELECTION OF THE YANCEY COUNTY BOARD OF EDUCATION FROM NONPARTISAN ELECTION AT THE TIME OF THE PRIMARY TO NONPARTISAN ELECTION AT THE TIME OF THE GENERAL ELECTION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 378, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ROANOKE RAPIDS HOUSING AUTHORITY AND THE ROANOKE RAPIDS REDEVELOPMENT COMMISSION TO CONVEY BY PRIVATE SALE REAL PROPERTY LOCATED WITHIN A REDEVELOPMENT PROJECT AREA, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

House Committee Substitute for **S.B. 41**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT EVERY DWELLING UNIT LEASED AS RENTAL PROPERTY IN CERTAIN CITIES BE FURNISHED WITH A SOURCE OF HEAT.

Representative Neely offers Amendment No. 3 which is adopted by electronic vote (105-1).

The bill, as amended, passes its third reading, by electronic vote (85-20), and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **H.B. 160**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTY FOR CHILD ABUSE THAT RESULTS IN EXTREME DEBILITATING INJURY.

Representative Goodwin offers Amendment No. 1 which is adopted by electronic vote (106-0).

Representative Neely states that he inadvertently voted at Representative Berry's station as well as his own and requests that

Representative Berry's vote be stricken from the record. This request is granted. The adjusted vote total is (105-0).

The bill, as amended, passes its third reading, by electronic vote (105-0), and is ordered engrossed and sent to the Senate.

S.J.R. 32, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF ROBERT KOGER MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, passes its second reading by electronic vote (104-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

INTRODUCTION OF PAGES

Pages for the week of March 22 are introduced to the membership. They are: Beverly Bass of Cabarrus; Timothy Bleckicki of Jackson; Michelle Carmon of Wake; Jimmy Coleman of Wake; Hunter Cox Ingram of Union; Kai Davis of Wake; Shediah Ector of Wake; Jennifer Fleetwood of Alamance; Marissa Gilmore of Wake; Tamahl Gorham of Wake; Justin Haywood of Wake; Lesley Horton of Wake; Stephanie Jackson of Wake; Matthew Jenkins of Wake; Syreeta Motley of Wake; Ryan Roberson of Wake; Craig Simon of Wake; Kimberly Vance of Wake; and Alexia Whitaker of Wake.

The following exchange students represent McDowell County. They are Joey Deegeling of Holland and Nadine Englehorn of Germany.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

S.J.R. 403, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF TERRY SANFORD, ONE OF NORTH CAROLINA'S MOST DISTINGUISHED CITIZENS.

On motion of Representative Culpepper, and without objection, Rule 41(a) is suspended and the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (85-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

On motion of Representative Culpepper, seconded by Representative Blue, the House adjourns at 8:46 p.m., in memory of Terry Sanford, one of North Carolina's most distinguished citizens, to reconvene March 23 at 4:00 p.m.

THIRTY-SECOND DAY

HOUSE OF REPRESENTATIVES

Tuesday, March 23, 1999

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following remarks and prayer are offered by the Reverend Mike Frese, House Chaplain.

"Before the prayer, I would like to offer a few, brief words. I thank you Mr. Speaker, Madam Principal Clerk and Members of the House for the appointment to be your Chaplain. I am grateful, yet humbled, by the trust you have placed in me.

"During the past two weeks, I have seen how you wrestle with personal convictions, the vision of your party, the needs of your constituencies and the good of the State. Certainly this is no easy task. How can such a duty be fulfilled? How can one continue and not despair? It seems the only possibility is faith - faith in a Providential God who sends His Spirit to focus our thoughts, direct our discussions, and lead our legislation. To that end, I will offer prayers that invoke God's guidance, challenge your motives and seek God's will. I would also add, that if, as you are away from your regular community of faith, you are in need of pastoral care, or if you are seeking moral guidance, I will be available to you."

"And now let us pray:

"O God, in our desire to represent the people of this State, may we never forget that we are called to represent You. You are the giver of light--not only the light of the sun but the light of eternity as well. May all that we do be a reflection of Your radiance and a sign of Your illumination.

"May the laws we enact be based on Your love.

May the bill we construct be guided by Your wisdom.

May the justice we seek be mingled with Your mercy.

And may the State we represent be patterned after Your kingdom.

"Guide us, O God, into the light of Your way. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 22 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (113-0).

Leaves of absence are granted Representatives Ellis, Haire, Holmes, Morgan, Teague, Thompson, and Neely for today. Representatives Capps, Justus, Luebke, McCrary, and C. Wilson are excused for a portion of the session.

ELECTION OF MEMBERS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA

Representative Luebke requests that he be excused from voting in the election, because of a conflict of interest, pursuant to Rule 24.1A and this request is granted.

The Speaker directs the membership to review the rules of voting on page 2, section 3 of **H.R. 166**, A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR NOMINATING AND ELECTING MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Pursuant to the resolution, ballots are distributed to the Members and the election proceeds.

Representative Oldham, along with Representatives Boyd-McIntyre, Bridgeman, Gray, and McMahan, retire from the Chamber to canvass the vote.

ENROLLED BILLS

The following resolutions are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 32, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF ROBERT KOGER MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION. (RESOLUTION 3)

S.J.R. 403, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF TERRY SANFORD, ONE OF NORTH CAROLINA'S MOST DISTINGUISHED CITIZENS. (RESOLUTION 4)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 31, AN ACT TO AUTHORIZE THE CITY OF SHELBY TO CONVEY CERTAIN DESCRIBED PROPERTY BY PRIVATE SALE TO THE COUNCIL ON THE AGING OF CLEVELAND COUNTY, NORTH CAROLINA, INC. (S.L. 1999-5)

H.B. 37, AN ACT REQUIRING THE CONSENT OF LENOIR AND WAYNE COUNTIES BEFORE LAND IN THOSE COUNTIES MAY BE CONDEMNED OR ACQUIRED BY A UNIT OF LOCAL GOVERNMENT OUTSIDE THOSE COUNTIES. (S.L. 1999-6)

H.B. 68, AN ACT TO PROVIDE FOUR-YEAR TERMS FOR THE MAYOR AND ALDERMEN OF THE TOWN OF CHINA GROVE. (S.L. 1999-7)

H.B. 129, AN ACT TO PERMIT THE CITY OF BREVARD TO CONVEY CERTAIN PARCELS OF REAL PROPERTY TO PRIVATE LANDOWNERS IN EXCHANGE FOR PUBLIC RIGHTS-OF-WAY. (S.L. 1999-8)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 149, A BILL TO BE ENTITLED AN ACT TO REDUCE THE PISTOL PERMIT FEE IN PITT COUNTY FROM TWENTY DOLLARS TO FIVE DOLLARS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 178, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF JONESVILLE TO CHARGE A FEE NOT TO EXCEED FIVE DOLLARS FOR UNCERTIFIED COPIES OF POLICE INCIDENT OR ACCIDENT REPORTS AND TO AUTHORIZE THE TOWN TO GIVE ANNUAL NOTICE OF VIOLATION TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 375, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF OAK RIDGE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Hill for the Committee on Agriculture:

H.B. 334, A BILL TO BE ENTITLED AN ACT TO REPEAL CERTAIN OBSOLETE AGRICULTURAL STATUTES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Hunter for the Committee on Children, Youth and Families:

H.B. 262, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO CUSTODY OF ABUSED, NEGLECTED, OR DEPENDENT JUVENILES IN THE CUSTODY OR AUTHORITY OF THE COUNTY DEPARTMENTS OF SOCIAL SERVICES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 287, A BILL TO BE ENTITLED AN ACT TO MAKE CORRECTIONS TO THE GENERAL STATUTES REGARDING CHILD CARE AND TO REPEAL CERTAIN OTHER LAWS PERTAINING TO CHILD CARE PROGRAM STANDARDS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Dedmon for the Committee on Local Government I:

H.B. 437, A BILL TO BE ENTITLED AN ACT AMENDING THE STATUTORY DEFINITION OF "SUBDIVISION" FOR THE PURPOSE OF SUBDIVISION REGULATION IN JONES COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 447, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF ASHEVILLE TO PROHIBIT ACTS OF DISCRIMINATION IN EMPLOYMENT BASED ON RACE, COLOR, NATIONAL ORIGIN, RELIGION, SEX, DISABILITY, OR AGE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 462, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF CHADBOURN TO COLLECT UTILITY BILLS AS IF THEY WERE TAXES DUE THE TOWN, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 501, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING APPOINTMENTS AND COMPENSATION OF HOSPITAL AUTHORITIES IN CRAVEN COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 24.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Jarrell, Alexander, Blue, Bowie, Boyd-McIntyre Cox, Cunningham, Dedmon, Hardaway, Hunter, Insko, Jeffus, McAllister, Miller, Moore, Mosley, Owens, Redwine, Rogers, Wainwright, Warner, and Wright:

H.B. 530, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO FAMILY & CHILDREN'S SERVICE OF GREATER GREENSBORO, INC., FOR THE CONSTRUCTION OR RENOVATION OF A NEW FACILITY FOR BATTERED WOMEN AND CHILDREN, is referred to the Committee on Appropriations.

By Representative Cox:

H.B. 531, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING IN LEE COUNTY, is referred to the Committee on Wildlife Resources.

By Representatives Cox, Davis, and Barefoot:

H.B. 532, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE AVERASBORO BATTLEFIELD COMMISSION, is referred to the Committee on Appropriations.

By Representatives Dedmon, Clary, and Horn (Primary Sponsors); Allen, Arnold, Bowie, Brown, Buchanan, Cansler, Capps, Carpenter, Cole, Cox, Creech, Culp, Davis, Eddins, Fox, Gardner, Goodwin, Gray, Gulley, Haire, Hardaway, Hiatt, Hill, Hurley, Jarrell, Jeffus, Justus, Kiser, McAllister, McComas, Melton, Mitchell, Owens, Ramsey, Rayfield, Saunders, Sexton, Smith, Sutton, Thomas, Thompson, Tolson, Warner, Warren, Warwick, C. Wilson, and G. Wilson:

H.B. 533, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO STUDY THE FEASIBILITY OF LOCATING A CLOSE CUSTODY PRISON FACILITY IN CLEVELAND COUNTY, is referred to the Committee on Appropriations.

By Representatives Dedmon, Clary, and Horn (Primary Sponsors); Allen, Arnold, Baker, Bowie, Brown, Buchanan, Cansler, Capps, Carpenter, Cole, Cox, Creech, Culp, Davis, Decker, Earle, Eddins, Fox, Gardner, Goodwin, Gray, Gulley, Haire, Hardaway, Hiatt, Hill, Hurley, Jarrell, Jeffus, Justus, Kiser, McAllister, McComas, Melton, Mitchell, Owens, Russell, Sexton, Smith, Sutton, Thomas, Tolson, Warner, Warren, Warwick, C. Wilson, and G. Wilson:

H.B. 534, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CLEVELAND CORRECTIONAL CENTER SHALL REMAIN OPEN, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Carpenter, Alexander, Mosley, and Walend:

H.B. 535, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT THE JOHN C. CAMPBELL FOLK SCHOOL IN BRASSTOWN, is referred to the Committee on Appropriations.

By Representatives Moore and Wainwright:

H.B. 536, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY HIGH SCHOOL GRADUATION STANDARDS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Moore:

H.B. 537, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE EFFECTIVENESS OF PROVIDING ADULT HIGH SCHOOL LEVEL EDUCATION AND ADULT LITERACY PROGRAMS THROUGH THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Moore, Miller, and Wainwright:

H.B. 538, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS, is referred to the Committee on Appropriations.

By Representative Culp:

H.B. 539, A BILL TO BE ENTITLED AN ACT RELATING TO THE 30TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Culp:

H.B. 540, A BILL TO BE ENTITLED AN ACT RELATING TO THE 30TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Mitchell:

H.B. 541, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT TROT LINES, BUOY SETS, AND SET HOOKS ARE SPECIAL FISHING DEVICES, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Finance.

By Representative Howard:

H.B. 542, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF DAVIE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Howard:

H.B. 543, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF DAVIDSON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warwick:

H.B. 544, A BILL TO BE ENTITLED AN ACT TO AMEND THE CLINTON FIREMEN'S RETIREMENT SYSTEM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warwick:

H.B. 545, A BILL TO BE ENTITLED AN ACT RELATING TO PENDER COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Owens, Buchanan, Fox, Hunter, Smith, and Wainwright:

H.B. 546, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA RURAL ECONOMIC DEVELOPMENT CENTER FOR THE ADMINISTRATION OF WATER AND WASTEWATER PROGRAMS UNDER THE 1998 CRITICAL NEEDS BOND ACT, is referred to the Committee on Appropriations.

By Representative Owens:

H.B. 547, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CAMDEN COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Owens:

H.B. 548, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF PERQUIMANS COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Owens:

H.B. 549, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CURRITUCK COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Owens:

H.B. 550, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF PASQUOTANK COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Daughtry:

H.B. 551, A BILL TO BE ENTITLED AN ACT RELATING TO JOHNSTON COUNTY AND THE MUNICIPALITIES LOCATED WHOLLY OR PARTIALLY WITHIN THE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Daughtry:

H.B. 552, A BILL TO BE ENTITLED AN ACT RELATING TO JOHNSTON COUNTY AND THE MUNICIPALITIES LOCATED WHOLLY OR PARTIALLY WITHIN THE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Daughtry:

H.B. 553, A BILL TO BE ENTITLED AN ACT RELATING TO JOHNSTON COUNTY AND THE MUNICIPALITIES LOCATED WHOLLY OR PARTIALLY WITHIN THE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warwick:

H.B. 554, A BILL TO BE ENTITLED AN ACT RELATING TO PENDER COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warwick:

H.B. 555, A BILL TO BE ENTITLED AN ACT RELATING TO PENDER COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warwick:

H.B. 556, A BILL TO BE ENTITLED AN ACT RELATING TO ONSLOW COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warwick:

H.B. 557, A BILL TO BE ENTITLED AN ACT RELATING TO ONSLOW COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warwick:

H.B. 558, A BILL TO BE ENTITLED AN ACT RELATING TO SAMPSON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warwick:

H.B. 559, A BILL TO BE ENTITLED AN ACT RELATING TO SAMPSON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warwick:

H.B. 560, A BILL TO BE ENTITLED AN ACT RELATING TO SAMPSON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Baddour, Alexander, Owens, Redwine, and Wainwright:

H.B. 561, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO FACILITATE SCHOOL-BASED MANAGEMENT IN THE PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representatives Baddour, Miller, and Allen (Primary Sponsors); Allred, Arnold, Barbee, Barefoot, Blue, Bonner, Braswell, Bridgeman, Buchanan, Cansler, Church, Cox, Crawford, Creech, Culpepper, Cunningham, Daughtry, Dedmon, Eddins, Edwards, Esposito, Gibson, Gillespie, Gulley, Hackney, Haire, Hardaway, Hensley, Hill, Horn, Hurley, Kiser, Luebke, McComas, McCombs, McLawhorn, McMahan, Melton, Michaux, Mitchell, Morris, Mosley, Neely, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Saunders, Sherrill, Sutton, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, C. Wilson, G. Wilson, and Yongue:

H.B. 562, A BILL TO BE ENTITLED AN ACT TO NAME THE NORTH CAROLINA CHILDREN'S VISION SCREENING IMPROVEMENT PROGRAM IN HONOR OF KENNETH C. ROYALL, JR., is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tucker and Braswell:

H.B. 563, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF DUPLIN COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tucker and Braswell:

H.B. 564, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF MAGNOLIA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tucker and Braswell:

H.B. 565, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF KENANSVILLE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tucker and Braswell:

H.B. 566, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF WARSAW, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tucker and Braswell:

H.B. 567, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF BEULAVILLE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tucker and Braswell:

H.B. 568, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF WALLACE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Redwine, Cox, Gibson, Hill, McLawhorn, Mosley, Tucker, and Warren:

H.B. 569, A BILL TO BE ENTITLED AN ACT TO ALLOW ADDITIONAL RETROACTIVE MEMBERSHIP IN THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is referred to the Committee on Pensions and Retirement.

By Representatives Redwine and Hill:

H.B. 570, A BILL TO BE ENTITLED AN ACT TO REMOVE THE TOWN OF CAROLINA SHORES FROM THE 201 PLANNING AREA IN BRUNSWICK COUNTY, is referred to the Committee on Local Government I.

By Representatives Redwine and Hill:

H.B. 571, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO TAKE MENHADEN OR ATLANTIC THREAD HERRING WITH PURSE SEINE NETS WITHIN ONE AND ONE-HALF NAUTICAL MILES OF THE SHORELINE OF BRUNSWICK COUNTY FROM MAY 1 THROUGH SEPTEMBER 30 OF EACH YEAR, is referred to the Committee on Environment and Natural Resources.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 225**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING CERTIFICATION AND EMPLOYMENT OF ASSISTANT PRINCIPALS, is read the first time and referred to the Committee on Education.

S.B. 299, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FORCE ACCOUNT LIMIT FOR CABARRUS COUNTY AND THE CITY OF CONCORD, is read the first time and referred to the Committee on Local Government II.

S.B. 300, A BILL TO BE ENTITLED AN ACT REPEALING THE TOWN OF CALABASH'S LIMITATIONS ON THE HEIGHT OF BUILDINGS, EXTENDING THE TOWN'S EXTRATERRITORIAL JURISDICTION, INCREASING THE NUMBER OF TOWN COMMISSIONERS, AND STAGGERING THE COMMISSIONERS' TERMS, is read the first time and referred to the Committee on Local Government I.

BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA ELECTION RESULTS

Representative Oldham, Chair of the Standing Committee on University Board of Governors Nominating, makes the following report concerning the Board of Governors of the University of North Carolina election.

A total of 111 Members voted in the election, with one ballot being void, thus 56 votes constitutes a majority in the election.

In the At-Large Category, H. D. "Cobby" Reaves, Jr., received 83 votes; Ruth Dial Woods received 78 votes; J. Addison Bell received 77 votes; Peter Keber received 68 votes; John L. Sanders received 65 votes.

In the Racial Minority Category, Chancy Rudolph "C.R." Edwards received 90 votes; a run-off is required between Angela R. Bryant and D. Hector McEachern.

In the Woman Category, Patsy Brewington Perry received 83 votes; Priscilla Patterson Taylor received 75 votes.

RUN-OFF ELECTION

Pursuant to **H.R. 166**, ballots for the run-off election are distributed to the Members and the election proceeds.

The aforementioned Members appointed to canvass the vote retire from the Chamber.

The House is at ease.

RUN-OFF ELECTION RESULTS

Representative Oldham reports a total of 109 Members voted in the run-off election, with one ballot being void, thus 55 votes constitutes a majority.

In the Racial Minority Category, Angela R. Bryant receives 56 votes.

On motion of Representative Oldham, the following persons are duly elected for terms to the Board of Governors of the University of North Carolina.

In the At-Large Category, to serve a term of four years, H. D. "Cobby" Reaves, Jr.; Ruth Dial Woods; J. Addison Bell; and Peter Keber are elected.

In the At-Large Category, to fill an unexpired term that ends on June 30, 2001, John L. Sanders is elected.

In the Racial Minority Category, to serve a four year term, Chancy Rudolph "C.R." Edwards and Angela R. Bryant are elected.

In the Woman Category, to serve a four year term, Patsy Brewington Perry and Priscilla Patterson Taylor are elected.

The Senate is so notified of the action taken by Special Message.

REPORT OF STANDING COMMITTEE AND PERMANENT SUBCOMMITTEE

The following report from standing committee is presented:

By Representative Baddour for the Committee on Judiciary IV:

H.B. 331, A BILL TO BE ENTITLED AN ACT TO REDESIGNATE THE COMMUNITY PENALTIES PROGRAM AS THE SENTENCING SERVICES PROGRAM, TO CLARIFY THAT THE WORK PRODUCT OF THESE PROGRAMS IS ALWAYS PRESENTED TO THE COURTS, AND TO MAKE OTHER CLARIFYING CHANGES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

On motion of Representative Culpepper, seconded by Representative Saunders, the House adjourns at 6:25 p.m. to reconvene March 24 at 4:00 p.m.

THIRTY-THIRD DAY

HOUSE OF REPRESENTATIVES

Wednesday, March 24, 1999

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

“Gracious Lord, out of the goodness of Your love and through Your power of creation, the dormancy of Winter is overcome by the life of Spring. Browning grass gives way to greening lawns. Buds shoot forth from branches. Blossoms arise on living stems.

“O God, renew the Winter of our souls. Let Your Spirit move in us and bring greening and vitality to our dry and dormant spirits. Let the warmth

of Your love bring forth buds of understanding from the dry limbs of closed-mindedness. Let Your compassion call forth the blossoms of charity and good will from the stems of self-centeredness.

"May all that we say to each other reflect the power of Your love and may all the actions we take bring forth signs of life in our communities. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 23 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (101-0).

Leaves of absence are granted Representatives Church, Cox, Holmes, Justus, Moore, Morgan, Neely, Setzer, and Smith for today. Representative Thompson is excused for a portion of the session.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

By Representative Ramsey, Chair, for the Committee on Financial Institutions:

H.B. 95, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CONSUMER FINANCE ACT TO INCREASE THE AMOUNT OF LOANABLE ASSETS REQUIRED BEFORE AN ENTITY IS LICENSED TO ENGAGE IN BUSINESS IN THE STATE, TO REVISE THE AMOUNT OF, AND MAXIMUM RATE OF INTEREST FOR, SMALL LOANS, TO ESTABLISH A LOAN PROCESSING FEE FOR CERTAIN LOANS, TO REPEAL OBSOLETE PROVISIONS OF LAW, AND TO MAKE CONFORMING CHANGES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 219, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTERS 54B AND 54C OF THE GENERAL STATUTES TO MAKE TECHNICAL CHANGES TO THE LAW GOVERNING STATE-CHARTERED SAVINGS AND LOAN ASSOCIATIONS AND SAVINGS BANKS AND TO INCREASE THE PERMITTED PERCENTAGE OF COMMERCIAL LOANS, with a favorable report.

Pursuant to Rule 36 (b), the bill is placed on the Calendar.

S.J.R. 78, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENT OF HAL. D. LINGERFELT AS COMMISSIONER OF BANKS, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of March 25.

By Representative Gulley for the Committee on Wildlife Resources:

H.B. 316, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE PRESCRIBED BURNING FOR FORESTRY AND WILDLIFE PURPOSES UNDER CERTAIN CONDITIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

By Representatives Adams and Goodwin, Chairs, for the Committee on Highway Safety:

H.B. 180, A BILL TO BE ENTITLED AN ACT TO REPEAL THE MOTOR VEHICLE SAFETY INSPECTION, with an unfavorable report.

The bill is placed on the Unfavorable Calendar.

By Representative Jarrell for the Committee on Local Government II:

H.B. 426, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF HIGH POINT TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 429, A BILL TO BE ENTITLED AN ACT TO VALIDATE A REFERENDUM CHANGING THE MANNER OF ELECTION OF THE BOARD OF COMMISSIONERS OF MADISON COUNTY, EFFECTIVE IN 2002, AS APPROVED BY THE VOTERS OF THAT COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 29.

S.B. 156, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE AUTHORITY OF THE LAKE ROYALE COMMUNITY IN FRANKLIN AND NASH COUNTIES TO REGULATE THE OPERATION OF CERTAIN MOTOR VEHICLES AND TO ENHANCE THAT AUTHORITY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of March 29.

By Representative Braswell for the Committee on Judiciary II:

H.B. 190, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE STATE HOSPITALS TO SHARE PEER REVIEW INFORMATION WITH ACCREDITING ORGANIZATIONS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 259, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE LAPSE OF A HOME INSPECTOR'S LICENSE AND AN ASSOCIATE HOME INSPECTOR'S LICENSE UNDER CERTAIN CONDITIONS; TO ESTABLISH RECORD-KEEPING REQUIREMENTS FOR HOME INSPECTORS; AND TO AUTHORIZE THE HOME INSPECTOR LICENSURE BOARD TO ESTABLISH CONTINUING EDUCATION PROGRAMS AND CHARGE FEES FOR THOSE PROGRAMS, with a favorable report as to a committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Edwards and McAllister, Chairs, for the Committee on Public Health:

H.B. 414, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA VETERINARY MEDICAL BOARD TO LICENSE VETERINARIANS WHO ARE LICENSED IN OTHER STATES BUT HAVE NOT COMPLETED THE CERTIFICATION PROGRAM FOR FOREIGN VETERINARY GRADUATES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Buchanan and Saunders, Chairs, for the Committee on Transportation:

H.B. 317, A BILL TO BE ENTITLED AN ACT TO REQUIRE TOWED VEHICLES ATTACHED BY MEANS OF LOCKING PINS OR BOLTS TO ALSO HAVE SAFETY CHAINS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Dedmon for the Committee on Local Government I:

H.B. 371, A BILL TO BE ENTITLED AN ACT TO ADD CHEROKEE, CLAY, GRAHAM, AND MADISON COUNTIES TO THOSE COUNTIES IN WHICH IT IS UNLAWFUL TO REMOVE OR DESTROY ELECTRONIC COLLARS ON DOGS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of March 29. The original bill is placed on the Unfavorable Calendar.

H.B. 377, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET, with a favorable report as to committee substitute bill, unfavorable as to original bill.

On motion of the Chair and pursuant to Rule 38(b), the committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Edwards:

H.B. 572, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF GREENVILLE TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, is referred to the Committee on Judiciary IV.

By Representatives Insko and Hackney (Primary Sponsors):

H.B. 573, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF ORANGE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gulley:

H.B. 574, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE MANNER OF ELECTION OF THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION SO AS TO PROVIDE FOR NONPARTISAN PRIMARY ELECTIONS, is referred to the Committee on Local Government I.

By Representative Gulley:

H.B. 575, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE MANNER OF ELECTION OF THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION SO AS TO EXPAND THE NUMBER OF AT-LARGE MEMBERS, is referred to the Committee on Local Government I.

By Representative Hurley:

H.B. 576, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF THE CITY OF FAYETTEVILLE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hurley:

H.B. 577, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CUMBERLAND COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hurley:

H.B. 578, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF THE CITY OF FAYETTEVILLE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hurley:

H.B. 579, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CUMBERLAND COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Rayfield:

H.B. 580, A BILL TO BE ENTITLED AN ACT RELATING TO THE 93RD HOUSE DISTRICT, is referred to the Rules, Calendar, and Operations of the House.

By Representative Rayfield:

H.B. 581, A BILL TO BE ENTITLED AN ACT RELATING TO THE 93RD HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Rayfield:

H.B. 582, A BILL TO BE ENTITLED AN ACT RELATING TO THE 93RD HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Insko:

H.B. 583, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST THE ARTS CENTER IN THE TOWN OF CARRBORO WITH FACILITY REPAIRS, is referred to the Committee on Appropriations.

By Representatives Owens, Fox, and Sherrill (Primary Sponsors); Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Eddins, Edwards, Esposito, Gibson, Gillespie, Goodwin, Grady, Gulley, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Miner, Mitchell, Moore, Morris, Mosley, Nye, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Wainwright, Walend, Warner, Warren, Warwick, G. Wilson, Wood, Wright, and Yongue:

H.B. 584, A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALER TRANSFER RIGHTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Owens, Fox, and Sherrill (Primary Sponsors); Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry,

Davis, Decker, Dedmon, Eddins, Edwards, Esposito, Gibson, Gillespie, Goodwin, Grady, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Miner, Mitchell, Moore, Morris, Mosley, Nye, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Wainwright, Walend, Warner, Warren, Warwick, G. Wilson, Wood, Wright, and Yongue:

H.B. 585, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEALERS AND MANUFACTURERS LICENSING LAW, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Carpenter:

H.B. 586, A BILL TO BE ENTITLED AN ACT TO ENABLE THE COUNTY OF MACON TO ESTABLISH AN AIRPORT AUTHORITY FOR THE MAINTENANCE OF AIRPORT FACILITIES IN THE COUNTY, is referred to the Committee on Finance.

By Representatives Bowie, Adams, Boyd-McIntyre, Jarrell, and Jeffus:

H.B. 587, A BILL TO BE ENTITLED AN ACT TO INCREASE THE INFORMAL BID LIMITS RELATING TO THE LETTING OF PURCHASE CONTRACTS BY THE CITY OF GREENSBORO, is referred to the Committee on Local Government II.

CALENDAR

Action is taken on the following:

Committee Substitute for **S.B. 43**, A BILL TO BE ENTITLED AN ACT TO CONSOLIDATE THE TOWN OF ALEXANDER MILLS INTO THE TOWN OF FOREST CITY, passes its third reading by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Bonner, Bowie, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Hardaway, Hensley, Hiatt, Hill, Horn, Hurley, Insko, Jarrell, Jeffus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan,

Melton, Michaux, Miller, Miner, Mitchell, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Ramsey, Rayfield, Redwine, Russell, Saunders, Sexton, Sherrill, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Warner, Warren, Warwick, Wilkins, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 101.

Voting in the negative: None.

Excused absences: Representatives Church, Cox, Holmes, Justus, Moore, Morgan, Neely, Setzer, and Smith - 9.

H.B. 62, A BILL TO BE ENTITLED AN ACT TO REQUIRE CORPORATIONS THAT ARE REQUIRED TO PAY FEDERAL-ESTIMATED INCOME TAX BY ELECTRONIC FUNDS TRANSFER TO PAY STATE-ESTIMATED INCOME TAX BY ELECTRONIC FUNDS TRANSFER, passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Hardaway, Hensley, Hiatt, Hill, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Sexton, Sherrill, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 104.

Voting in the negative: Representative Allred.

Excused absences: Representatives Church, Cox, Holmes, Justus, Moore, Morgan, Neely, Setzer, and Smith - 9.

House Committee Substitute for **S.B. 62, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN NOTARIAL ACTS,** passes its second reading by electronic vote (108-0).

Representative Miller objects to the third reading. The bill remains on the Calendar.

H.B. 319, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SECRETARY OF STATE TO APPLY FOR AND ACCEPT GRANT FUNDS, passes its second reading, by electronic vote (105-3), and there being no objection is read a third time.

The bill passes its third reading, and is ordered sent to the Senate.

Committee Substitute for **H.B. 221, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTERS OF THE TOWN OF YAUPON BEACH AND THE TOWN OF LONG BEACH AND ESTABLISH A CHARTER FOR THE CONSOLIDATED TOWN OF OAK ISLAND,** passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Sexton, Sherrill, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 108.

Voting in the negative: None.

Excused absences: Representatives Church, Cox, Holmes, Justus, Moore, Morgan, Neely, Setzer, and Smith - 9.

H.B. 501, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING APPOINTMENTS AND COMPENSATION OF HOSPITAL AUTHORITIES IN CRAVEN COUNTY.

Representative Daughtry moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Local Government I. The motion fails by electronic vote (41-64).

The bill passes its second reading, by electronic vote (78-28), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute No. 2 for **H.B. 19**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CASINO BOATS FROM OPERATING IN NORTH CAROLINA, TO REGULATE CERTAIN GAMBLING BOATS THAT OPERATE IN NORTH CAROLINA PURSUANT TO FEDERAL LAW, TO LEVY A PRIVILEGE TAX ON GAMBLING BOATS OPERATING IN NORTH CAROLINA, AND TO REQUIRE WITHHOLDING FROM CERTAIN GAMBLING BOAT WINNINGS.

Representative Hensley moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Alcoholic Beverage Control. The motion fails by electronic vote (53-55).

Representative Baddour calls the previous question on the passage of the bill and the call is sustained by electronic vote (66-40).

The bill passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Allen, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Boyd-McIntyre, Braswell, Bridgeman, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Crawford, Culpepper, Cunningham, Daughtry, Davis, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Guley, Hackney, Haire, Hardaway, Hill, Horn, Hurley, Insko, Jarrell, Jeffus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, Melton, Miller, Morris, Nesbitt, Nye, Oldham, Owens, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Sexton, Starnes, Sutton, Tallent, Thompson, Tolson, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, Womble, Wood, Wright, and Yongue - 83.

Voting in the negative: Representatives Adams, Allred, Arnold, Bowie, Brown, Brubaker, Creech, Decker, Ellis, Fitch, Gray, Hensley, Hiatt, Hunter, McMahan, Michaux, Miner, Mitchell, Preston, Sherrill, Teague, Thomas and G. Wilson - 23.

Excused absences: Representatives Church, Cox, Holmes, Justus, Moore, Morgan, Neely, Setzer, and Smith - 9.

On motion of Representative Culpepper, seconded by Representative Womble, the House adjourns at 5:58 p.m. to reconvene March 25 at 1:00 p.m.

THIRTY-FOURTH DAY

HOUSE OF REPRESENTATIVES

Thursday, March 25, 1999

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"Creating God, it is in You that we live and breathe and have our being. You created us from the dust of the earth and breathed into us the breath of life. You gave us the high dignity and great responsibility of creating our own destiny through the choices we make. Though You beckon us Godward and send Your Spirit to guide us, we are free to accept or reject the decisions that lead to You. However, the choices at our disposal are not always easy and their effects are difficult to perceive. Thus, we come to You, seeking Your guidance for our Assembly. Let us seek the path of compassion, mercy, and righteousness that leads to life and not the way of partisanship, self-service or retribution which leads to death. Be Thou our guide, O Lord. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 24 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (104-1).

Leaves of absence are granted Representatives Church, Hiatt, Holmes, Justus, McMahan, Morgan, Neely, and Warwick for today. Representatives Blue and Creech are excused for a portion of the session.

ENROLLED BILL

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 43, AN ACT TO CONSOLIDATE THE TOWN OF ALEXANDER MILLS INTO THE TOWN OF FOREST CITY.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 253, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE STATE INFORMATION PROCESSING SERVICE TO THE DIVISION OF INFORMATION TECHNOLOGY SERVICES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 326, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF NORTH CAROLINA AQUARIUMS TO DISPOSE OF EXHIBITS FROM THE COLLECTIONS OF THE NORTH CAROLINA AQUARIUMS IN ACCORDANCE WITH GENERALLY ACCEPTED PRACTICES FOR ACCREDITED ZOOS AND AQUARIUMS AND TO REQUIRE THAT THE NET PROCEEDS OF ANY SALE OR LEASE OF EXHIBITS BE CREDITED TO THE NORTH CAROLINA AQUARIUMS FUND, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 327, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF NORTH CAROLINA AQUARIUMS, RATHER THAN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO OPERATE OR CONTRACT FOR FOOD AND VENDING SERVICES AT THE NORTH CAROLINA AQUARIUMS, AND TO REQUIRE THE NET PROCEEDS OF THESE FOOD AND VENDING SERVICES TO BE CREDITED TO THE NORTH CAROLINA AQUARIUMS FUND, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Baddour for the Committee on Judiciary IV:

H.B. 290, A BILL TO BE ENTITLED AN ACT TO AMEND THE CRIME VICTIMS' COMPENSATION ACT BY INCREASING THE MEMBERSHIP OF THE CRIME VICTIMS' COMPENSATION COMMISSION, BY INCREASING THE SIZE OF INITIAL CLAIMS THAT MAY BE AWARDED BY THE DIRECTOR OF THE COMMISSION, AND BY PROVIDING THE COMMISSION WITH THE

DISCRETION TO PAY CERTAIN CLAIMS PREVIOUSLY DENIED, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Dedmon:

H.B. 588, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF KINGS MOUNTAIN, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Dedmon:

H.B. 589, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF KINGS MOUNTAIN, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Grady:

H.B. 590, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF JACKSONVILLE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Grady, Cansler, Davis, Hurley, Kinney, McAllister, Morris, Nesbitt, Nye, Preston, Sherrill, Smith, Teague, Tucker, Walend, Warner, Warwick, and Yongue:

H.B. 591, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A BOARD OF TRUSTEES FOR EACH OF THE THREE STATE VETERANS CEMETERIES, is referred to the Committee on Military, Veterans and Indian Affairs.

By Representatives Womble, Esposito, Gray, and Oldham (Primary Sponsors); Decker and Sexton:

H.B. 592, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF A NEW FORSYTH COUNTY JUVENILE DETENTION FACILITY, is referred to the Committee on Appropriations.

By Representatives Rogers, Barefoot, Russell, and Wainwright:

H.B. 593, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE SALARIES OF SCHOOL CENTRAL OFFICE PERSONNEL, is referred to the Committee on Appropriations.

By Representatives Capps, Arnold, Baker, Brown, Cansler, Carpenter, Clary, Creech, Culp, Daughtry, Davis, Decker, Eddins, Esposito, Gulley, Kiser, McComas, Mitchell, Owens, Rayfield, Sexton, Starnes, C. Wilson, and G. Wilson:

H.B. 594, A BILL TO BE ENTITLED AN ACT TO EXEMPT FAMILY FARM PROPERTY FROM GIFT TAX, is referred to the Committee on Finance.

By Representative Owens:

H.B. 595, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN DOG OWNERS TO ADMINISTER THE RABIES VACCINE TO THEIR OWN DOGS, is referred to the Committee on Public Health.

By Representatives Alexander, Adams, Berry, Bowie, Boyd-McIntyre, Clary, Dedmon, Earle, Easterling, Edwards, Esposito, Gardner, Goodwin, Hardaway, Hensley, Hill, Horn, Insko, Jarrell, Jeffus, Luebke, McAllister, McLawhorn, Melton, Michaux, Miller, Morris, Mosley, Nesbitt, Preston, Russell, Saunders, Sherrill, Smith, Walend, Warren, and Wright:

H.B. 596, A BILL TO BE ENTITLED AN ACT RELATING TO THE MEMBERSHIP OF STATUTORILY CREATED DECISION-MAKING OR REGULATORY BOARDS, COMMISSIONS, COUNCILS, AND COMMITTEES; PROVIDING INTENT; PROVIDING POLICY WITH RESPECT TO THE APPOINTMENT OF MEMBERS TO SUCH BODIES TO ENSURE PROPORTIONATE REPRESENTATION OF WOMEN; REQUIRING ANNUAL REPORTS; AND REQUIRING RETENTION OF CERTAIN INFORMATION REGARDING APPLICANTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Alexander, Earle, Easterling, Gulley, McMahan, Rayfield, and Saunders:

H.B. 597, A BILL TO BE ENTITLED AN ACT TO ALLOW MECKLENBURG COUNTY TO CONTINUE TO LEVY STORMWATER FEES IF REVENUE BONDS HAVE BEEN ISSUED AND ARE

OUTSTANDING, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representatives Alexander, Cunningham, Earle, Easterling, Gulley, McMahan, Saunders, and C. Wilson:

H.B. 598, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM TO TEST AND EVALUATE ALTERNATIVE SCHOOL-BASED ACCOUNTABILITY STANDARDS FOR THE ABCS PROGRAM, is referred to the Committee on Education.

By Representatives Alexander, Baker, Bowie, Earle, Easterling, Edwards, Luebke, Melton, Wainwright, and Walend:

H.B. 599, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS FOR THE MATERNITY HOME FUND, is referred to the Committee on Appropriations.

By Representative Culpepper (By Request):

H.B. 600, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE TYRRELL COUNTY TO LEVY A ONE PERCENT LOCAL LAND TRANSFER TAX, is referred to the Committee on Finance.

By Representatives Culpepper, Barefoot, and Wainwright:

H.B. 601, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE HISTORIC PRESERVATION FOUNDATION OF NORTH CAROLINA TO HELP EXPAND NORTH CAROLINA'S STATEWIDE REVOLVING FUND FOR HISTORIC PRESERVATION, is referred to the Committee on Appropriations.

By Representatives Mosley, Allen, Baddour, Crawford, Easterling, Fox, Hackney, Hardaway, Hensley, Insko, Luebke, Michaux, Miller, Ramsey, Redwine, and Wainwright:

H.B. 602, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE EDUCATION CENTER AT THE CONTEMPORARY ART MUSEUM IN THE CITY OF RALEIGH, is referred to the Committee on Appropriations.

By Representatives Hill, Nye, Redwine, and Wright:

H.B. 603, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET ON BAD CHECK PILOT PROGRAMS AND TO ADD

BRUNSWICK AND BLADEN COUNTIES TO THE BAD CHECK PILOT PROGRAM, is referred to the Committee on Appropriations.

By Representative Thomas:

H.B. 604, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CIRCUMSTANCES UNDER WHICH AN ATTORNEY-IN-FACT MAY MAKE GIFTS, is referred to the Committee on Judiciary IV.

By Representative Thomas:

H.B. 605, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CRAVEN COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Thomas:

H.B. 606, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CRAVEN COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Thomas:

H.B. 607, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF PAMLICO COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Thomas:

H.B. 608, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF PAMLICO COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hunter:

H.B. 609, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF BERTIE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hunter:

H.B. 610, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF NORTHAMPTON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hunter:

H.B. 611, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF GATES COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hunter:

H.B. 612, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF HERTFORD COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Owens:

H.B. 613, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CAMDEN, CURRITUCK, AND PASQUOTANK COUNTIES TO CHOOSE FROM A MENU OF LOCAL REVENUE OPTIONS, SUBJECT TO APPROVAL BY THE VOTERS OF THE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Owens:

H.B. 614, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE BOARD OF COUNTY COMMISSIONERS OF PASQUOTANK COUNTY MAY APPOINT SPECIAL PEACE OFFICERS WITH LIMITED JURISDICTION, is referred to the Committee on Local Government II.

By Representative Owens:

H.B. 615, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF ELIZABETH CITY TO REGULATE THE OPERATION OF VESSELS WITHIN THE CITY, is referred to the Committee on Local Government II.

By Representatives Cansler, Davis, and Walend:

H.B. 616, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ANNUAL REIMBURSEMENT TO LOCAL GOVERNMENTS FOR REPEAL OF THE STATE TAX ON INTANGIBLE PERSONAL PROPERTY, is referred to the Committee on Finance.

By Representative Bonner:

H.B. 617, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF MAXTON, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Bonner:

H.B. 618, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF ROWLAND, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Bonner:

H.B. 619, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF RED SPRINGS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Baker and Russell (Primary Sponsors); Culp, Davis, Mitchell, Preston, and Sexton:

H.B. 620, A BILL TO BE ENTITLED AN ACT TO CREATE THE TOBACCO GROWERS AND ALLOTMENT HOLDERS COMMISSION AND TO PROVIDE FOR PAYMENTS TO TOBACCO GROWERS AND ALLOTMENT HOLDERS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Baker and Russell (Primary Sponsors); Culp, Davis, Mitchell, Preston, and Sexton:

H.B. 621, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DISTRIBUTION OF TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE YEAR 1998 AND THEREAFTER, is referred to the Committee on Rules, Calendar, and Operations of the House.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair, pursuant to Rule 38 and without objection, **H.B. 386,** A BILL TO BE ENTITLED AN ACT TO INCREASE THE VETERANS ALLOWANCE TO COUNTIES FOR VETERANS SERVICES AUTHORIZED TO BE PAID BY THE DIVISION OF VETERANS AFFAIRS is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

CALENDAR

Action is taken on the following:

H.B. 216, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO DIRECT THE STATE BOARD OF EDUCATION TO EXTEND ITS REVIEW AND EVALUATION OF CHARTER SCHOOLS.

Representative Nesbitt offers Amendment No. 1.

On motion of the Chair and without objection, the bill, with Amendment No. 1 pending, is temporarily displaced.

Committee Substitute for **H.B. 56**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE USE OF STAMPS TO INDICATE WHETHER THE EXCISE TAX ON CONVEYANCES HAS BEEN PAID AND TO MAKE THE PENALTIES THAT APPLY TO THIS TAX THE SAME AS FOR OTHER TAXES, passes its second reading by electronic vote (103-1).

Representative Baker objects to the third reading. The bill remains on the Calendar.

H.B. 216, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO DIRECT THE STATE BOARD OF EDUCATION TO EXTEND ITS REVIEW AND EVALUATION OF CHARTER SCHOOLS, which was temporarily displaced with Amendment No. 1 pending, is before the Body.

Representative Warner moves that the bill, with pending amendment, be withdrawn from the Calendar and re-referred to the Committee on Education.

Representative Arnold inquires of the Chair if the motion is in order since the amendment has not been adopted. The Speaker rules that the motion is in order.

Representative Warner withdraws his motion.

On motion of Representative Yongue, the bill with pending amendment is withdrawn from the Calendar and placed on the Calendar of March 30.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Baker withdraws his objection to the third reading of Committee Substitute for **H.B. 56**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE USE OF STAMPS TO INDICATE WHETHER THE EXCISE TAX ON CONVEYANCES HAS BEEN PAID AND TO MAKE THE PENALTIES THAT APPLY TO THIS TAX THE SAME AS FOR OTHER TAXES, and the bill is before the Body.

Representative Baker offers Amendment No. 1 which is adopted by electronic vote (99-3).

The bill, as amended, passes its third reading, by electronic vote (103-0), and is ordered engrossed and sent to the Senate.

CALENDAR (continued)

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **H.B. 226**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A NOTICE OF FORECLOSURE HEARING INCLUDE ADDITIONAL INFORMATION, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

Representative Culpepper offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading, by electronic vote (101-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **H.B. 274**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING CERTIFICATION AND EMPLOYMENT OF ASSISTANT PRINCIPALS, passes its second reading, by electronic vote (100-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 221**, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTERS OF THE TOWN OF YAUPON BEACH AND THE TOWN OF LONG BEACH

AND ESTABLISH A CHARTER FOR THE CONSOLIDATED TOWN OF OAK ISLAND, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Cansler, Capps, Clary, Cole, Cox, Crawford, Culp, Cunningham, Daughtry, Davis, Decker, Dedmon, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hill, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, C. Wilson, Womble, Wood, Wright, and Yongue - 102.

Voting in the negative: None.

Excused absences: Representatives Blue, Church, Creech, Hiatt, Holmes, Justus, McMahan, Morgan, Neely, and Warwick - 10.

H.B. 62, A BILL TO BE ENTITLED AN ACT TO REQUIRE CORPORATIONS THAT ARE REQUIRED TO PAY FEDERAL-ESTIMATED INCOME TAX BY ELECTRONIC FUNDS TRANSFER TO PAY STATE-ESTIMATED INCOME TAX BY ELECTRONIC FUNDS TRANSFER, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black, Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Cansler, Capps, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hill, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, C. Wilson, Womble, Wood, Wright, and Yongue - 103.

Voting in the negative: None.

Excused absences: Representatives Blue, Church, Creech, Hiatt, Holmes, Justus, McMahan, Morgan, Neely, and Warwick - 10.

Committee Substitute No. 2 for **H.B. 19**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT CASINO BOATS FROM OPERATING IN NORTH CAROLINA, TO REGULATE CERTAIN GAMBLING BOATS THAT OPERATE IN NORTH CAROLINA PURSUANT TO FEDERAL LAW, TO LEVY A PRIVILEGE TAX ON GAMBLING BOATS OPERATING IN NORTH CAROLINA, AND TO REQUIRE WITHHOLDING FROM CERTAIN GAMBLING BOAT WINNINGS.

Representative Redwine offers Amendment No. 1.

Representative Ellis offers an amendment, as a perfecting amendment.

Representative Michaux inquires of the Chair if Amendment No. 1 is in order or does it require suspension of the rules for a title change. The Speaker rules that Representative Ellis' amendment is not a perfecting amendment and would require a suspension of the rules in order to be considered.

Representative Daughtry inquires of the Chair what the ruling is on Representative Michaux's inquiry. The Speaker rules that Representative Redwine's amendment is in order and Representative Ellis' amendment is not in order.

Representative Ellis moves that Rule 31(d) be suspended in order that he might offer an amendment that would require a title change, thus appealing the ruling of the Chair. The motion fails by electronic vote (29-70).

Amendment No. 1 is adopted by electronic vote (98-4).

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Allen, Allred, Baddour, Baker, Barbee, Barefoot, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Cansler, Capps, Clary, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Earle, Easterling, Eddins, Edwards, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hill, Horn, Hurley, Insko, Jarrell, Jeffus, Kinney,

Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, Melton, Miller, Mitchell, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, C. Wilson, Womble, Wood, Wright, and Yongue - 91.

Voting in the negative: Representatives Adams, Arnold, Brown, Brubaker, Ellis, Fitch, Hunter, Michaux, Miner, Teague, and Thomas - 11.

Excused absences: Representatives Blue, Church, Creech, Hiatt, Holmes, Justus, McMahan, Morgan, Neely and Warwick - 10.

House Committee Substitute for **S.B. 62**, A BILL TO BE ENTITLED AN ACT TO VALIDATE CERTAIN NOTARIAL ACTS.

Representative Miller offers Amendment No. 1 which is adopted by electronic vote (99-0).

The bill, as amended, passes its third reading, by electronic vote (100-1), and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

Pursuant to Rule 36(b), the following bill is withdrawn from the Calendar of March 29 and appears on today's Calendar.

House Committee Substitute for **S.B. 197**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE GENERAL STATUTES TO IMPLEMENT CERTAIN RECOMMENDATIONS OF THE GOVERNOR'S TASK FORCE ON DOMESTIC VIOLENCE.

Representative Hackney offers Amendment No. 1 which is adopted by electronic vote (101-0).

Representative Creech requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (102-0).

The bill, as amended, passes its second reading by electronic vote (102-0).

Representative Haire objects to the third reading. The bill remains on the Calendar.

S.J.R. 78, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENT OF HAL. D. LINGERFELT

AS COMMISSIONER OF BANKS, passes its second reading by electronic vote (95-1).

The resolution, as amended, passes its third reading and is ordered enrolled.

REPORT OF STANDING COMMITTEE AND PERMANENT SUBCOMMITTEE

The following report from standing committee is presented:

By Representatives Buchanan and Saunders, Chairs, for the Committee on Transportation:

Committee Substitute for **S.B. 51**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING HIGHWAY SMALL PROJECT BIDDING, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

On motion of Representative Culpepper, seconded by Representative Redwine, the House adjourns at 3:26 p.m. to reconvene Monday, March 29, 1999, at 7:00 p.m.

THIRTY-FIFTH DAY

HOUSE OF REPRESENTATIVES

Monday, March 29, 1999

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"O Lord, You are the Giver of wisdom and the Source of truth. You taught us that greatness is not found in the positions we hold, the power we wield, or the prestige we accrue. Rather, true greatness is shown by a willingness to become a servant of others and to help them find peace and joy. You also taught us, O God, that true fulfillment comes not from

grasping for wealth, honors, or achievements, but out of generously caring for the poor and dispossessed. Make our Assembly great and give us fulfillment in it...but do so on Your terms. Fashion us to be servants of the people and servants of the gospel. Make us guardians of the dispossessed and caretakers of the needy. May our will and work be Your will and work. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 25 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (91-0).

Leaves of absence are granted Representatives Arnold, Blue, Church, Cole, Daughtry, Dockham, Edwards, Ellis, Justus, McAllister, Morgan, Mosley, Russell, Sherrill, Starnes, Thompson, Warwick, and Wood for today. Representative Luebke is excused for a portion of the session.

ENROLLED BILL

The following bill is duly ratified and presented to the Governor:

S.B. 41, AN ACT TO REQUIRE THAT EVERY DWELLING UNIT LEASED AS RENTAL PROPERTY IN CERTAIN CITIES BE FURNISHED WITH A SOURCE OF HEAT.

The following bill and resolution are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 33, AN ACT CONCERNING ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF CLAYTON.

S.J.R. 78, A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENT OF HAL. D. LINGERFELT AS COMMISSIONER OF BANKS. (RESOLUTION 5)

CHAPTERED BILL

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 43, AN ACT TO CONSOLIDATE THE TOWN OF ALEXANDER MILLS INTO THE TOWN OF FOREST CITY. (S.L. 1999-9)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee and permanent subcommittee are presented:

By Representative Tolson for the Permanent Subcommittee on Community Colleges:

H.B. 93, A BILL TO BE ENTITLED AN ACT TO EXTEND FOR ONE YEAR THE DEADLINE FOR MATCHING COMMUNITY COLLEGE BOND FUNDS, reported to the Standing Committee on Education, with a favorable recommendation.

H.B. 244, A BILL TO BE ENTITLED AN ACT TO ADD A STUDENT MEMBER TO THE STATE BOARD OF COMMUNITY COLLEGES, reported to the Standing Committee on Education, with a favorable recommendation as to proposed committee substitute bill, unfavorable as to original bill.

H.B. 260, A BILL TO BE ENTITLED AN ACT TO UPDATE AND MAKE TECHNICAL CHANGES TO THE COMMUNITY COLLEGE LAWS, reported to the Standing Committee on Education, with a favorable recommendation.

H.B. 273, A BILL TO BE ENTITLED AN ACT TO GRANT MOST STATE EMPLOYEES ELIGIBILITY FOR MEMBERSHIP ON THE STATE BOARD OF COMMUNITY COLLEGES, reported to the Standing Committee on Education, with a favorable recommendation as to proposed committee substitute bill, unfavorable as to original bill.

H.B. 293, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BOARD OF COMMUNITY COLLEGES TO ASSESS MONETARY PENALTIES AGAINST PROPRIETARY SCHOOLS THAT OPERATE WITHOUT A LICENSE, reported to the Standing Committee on Education, with a favorable recommendation as to proposed committee substitute bill, unfavorable as to original bill.

By Representative Hurley for the Committee on Insurance:

H.B. 165, A BILL TO BE ENTITLED AN ACT TO REENACT THE 1986 LAW PROVIDING FOR RISK-SHARING PLANS, TO AMEND

THE IMMUNITY STATUTES FOR THE FAIR AND BEACH PLANS, AND TO MAKE A TECHNICAL AMENDMENT IN THE BEACH PLAN LAWS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 1. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Edwards:

H.B. 622, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CITY OF GREENVILLE FOR CONSTRUCTING A CONVENTION CENTER, is referred to the Committee on Appropriations.

By Representative Brubaker:

H.B. 623, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO THE 38TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Tucker:

H.B. 624, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE DUPLIN COUNTY TO LEVY A ONE-CENT LOCAL SALES TAX FOR SPECIFIC CAPITAL PROJECTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tucker and Braswell:

H.B. 625, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ECONOMIC DEVELOPMENT IN DUPLIN COUNTY, is referred to the Committee on Appropriations.

By Representative Brubaker:

H.B. 626, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO THE 38TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Alexander, Adams, Cansler, Earle, Esposito, Nye, Walend, and G. Wilson:

H.J.R. 627, A JOINT RESOLUTION AUTHORIZING THE IMPLEMENTATION ADVISORY COMMITTEE OF THE LEGISLATIVE STUDY COMMISSION ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES TO CONTINUE ITS WORK, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Alexander, Bridgeman, Earle, Easterling, Gulley, McMahan, Rayfield, Saunders, and C. Wilson:

H.B. 628, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL GOVERNMENTS TO USE PHOTOGRAPHIC SPEED-MEASURING SYSTEMS TO ESTABLISH SCHOOL ZONE SPEED LIMIT VIOLATIONS AND TO AUTHORIZE THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION AND THE SECRETARY OF CRIME CONTROL AND PUBLIC SAFETY TO APPROVE STANDARDS FOR THE PHOTOGRAPHIC SPEED-MEASURING SYSTEMS, is referred to the Committee on Judiciary IV.

By Representative Davis:

H.B. 629, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF SAMPSON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Davis:

H.B. 630, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF HARNETT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Davis:

H.B. 631, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF HARNETT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Davis:

H.B. 632, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF SAMPSON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Davis:

H.B. 633, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF HARNETT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Davis:

H.B. 634, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF LEE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Davis:

H.B. 635, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF LEE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Owens:

H.B. 636, A BILL TO BE ENTITLED AN ACT TO SET UP A CUSTOMER SERVICE QUALITY ASSURANCE PROGRAM WITHIN THE STATE AUDITOR'S OFFICE, SO AS TO ENSURE THAT PERSONS RECEIVE QUALITY SERVICES FROM STATE AGENCIES, is referred to the Committee on Ways and Means.

By Representative Owens:

H.B. 637, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE SPEED ZONE IN COINJOCK CANAL IN CURRITUCK COUNTY, is referred to the Committee on Local Government II.

By Representative Owens:

H.B. 638, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OWNERS OF CERTAIN INNOVATIVE SEPTIC SYSTEMS IN THE COUNTIES OF CAMDEN, CHOWAN, CURRITUCK, GATES, HERTFORD, PASQUOTANK, PERQUIMANS, TYRRELL, AND WASHINGTON TO TRANSFER THE OWNERSHIP OF THE SYSTEMS TO THE PASQUOTANK-PERQUIMANS-CHOWAN-CAMDEN DISTRICT

HEALTH DEPARTMENT OR TO ONE OR MORE UNITS OF LOCAL GOVERNMENT, is referred to the Committee on Local Government II.

By Representatives Culpepper, Culp, Davis, Decker, and Smith:

H.B. 639, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN EXPANSION OF RIGHTS UNDER EXISTING LAW PERTAINING TO GRANDPARENT VISITATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Insko and Hackney (Primary Sponsors):

H.B. 640, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF CARRBORO, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Insko and Hackney (Primary Sponsors):

H.B. 641, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF CHAPEL HILL, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Insko and Hackney (Primary Sponsors):

H.B. 642, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CHAPEL HILL TO REQUIRE THE DISCLOSURE OF NAMES OF CAMPAIGN CONTRIBUTORS AND TO LIMIT THE AMOUNT THAT A PERSON MAY CONTRIBUTE TO A CAMPAIGN FOR ELECTIVE OFFICE OF THAT TOWN, is referred to the Committee on Election Law and Campaign Finance Reform.

By Representatives Nye and Cansler:

H.B. 643, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PRIVATE CHILD-CARING INSTITUTIONS, is referred to the Committee on Appropriations.

By Representatives Gulley, Allred, Baker, Capps, Carpenter, Clary, Crawford, Davis, Eddins, Hensley, Sexton, Starnes, and C. Wilson:

H.B. 644, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PUBLIC CONDEMNOR USING "QUICK TAKE" IN AN EMINENT DOMAIN ACTION SHALL INCLUDE A NOTICE OF APPEAL RIGHTS IN THE COMPLAINTS COMMENCING THE ACTION, is referred to the Committee on Judiciary II.

By Representatives Hackney and Insko (Primary Sponsors); and Culp:

H.B. 645, A BILL TO BE ENTITLED AN ACT TO REIMBURSE CHATHAM COUNTY FOR ITS COSTS ASSOCIATED WITH SELECTING A SITE FOR A PROPOSED LOW-LEVEL RADIOACTIVE WASTE FACILITY, is referred to the Committee on Appropriations.

By Representative Yongue:

H.B. 646, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF MOORE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Yongue:

H.B. 647, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF MOORE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Daughtry:

H.B. 648, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF BENSON, is referred to the Committee on Finance.

By Representative Redwine and Hill:

H.B. 649, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE SPEED ZONE IN HOLDEN BEACH, is referred to the Committee on Local Government I.

By Representatives Redwine and Hill:

H.B. 650, A BILL TO BE ENTITLED AN ACT TO ALLOW BRUNSWICK COUNTY TO REGULATE THE OPERATION OF PERSONAL WATERCRAFT, is referred to the Committee on Local Government II.

By Representatives Redwine and Hill:

H.B. 651, A BILL TO BE ENTITLED AN ACT TO ALLOW BRUNSWICK COUNTY TO ASSESS A FIRE PROTECTION FEE, is referred to the Committee on Finance.

By Representative Culpepper:

H.B. 652, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEMBERSHIP OF THE BOARD OF DIRECTORS OF THE ROANOKE ISLAND HISTORICAL ASSOCIATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Buchanan and Thompson:

H.B. 653, A BILL TO BE ENTITLED AN ACT RELATING TO THE 46TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Buchanan and Thompson:

H.B. 654, A BILL TO BE ENTITLED AN ACT RELATING TO THE 46TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Esposito:

H.B. 655, A BILL TO BE ENTITLED AN ACT RELATING TO THE 88TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Esposito:

H.B. 656, A BILL TO BE ENTITLED AN ACT RELATING TO THE 88TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Morris:

H.B. 657, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CHILDREN WITH SPECIAL NEEDS WHO RESIDE IN GROUP OR THERAPEUTIC HOMES, is referred to the Committee on Appropriations.

By Representatives Nesbitt and Sherrill (Primary Sponsors); Cansler, Thompson, and Walend:

H.B. 658, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT AND EXPAND THE WOMEN AT RISK PROGRAM, is referred to the Committee on Appropriations.

By Representative Nesbitt:

H.B. 659, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE FOR THE RENOVATION AND RESTORATION OF FERNIHURST CULINARY AND HOSPITALITY CENTER, is referred to the Committee on Appropriations.

By Representative Nesbitt:

H.B. 660, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF COLLECTION AGENCY SO THAT THE IV-D CHILD ENFORCEMENT PROGRAM IS REGULATED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, is referred to the Committee on Judiciary I.

By Representative Nesbitt:

H.B. 661, A BILL TO BE ENTITLED AN ACT TO AMEND THE JUVENILE CODE TO REVISE THE COMMUNITY SERVICE DISPOSITIONAL ALTERNATIVE FOR JUVENILE OFFENDERS WHO HAVE BEEN ADJUDICATED DELINQUENT FOR LEVEL 2 OFFENSES, is referred to the Committee on Judiciary I.

By Representative Nesbitt:

H.B. 662, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF BUNCOMBE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Nesbitt:

H.B. 663, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF ASHEVILLE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Nesbitt:

H.B. 664, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF ASHEVILLE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Owens:

H.B. 665, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CURRITUCK COUNTY ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, is referred to the Committee on Finance.

By Representatives Crawford and Allen:

H.B. 666, A BILL TO BE ENTITLED AN ACT RELATING TO GRANVILLE, PERSON, AND VANCE COUNTIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Crawford and Allen:

H.B. 667, A BILL TO BE ENTITLED AN ACT RELATING TO FRANKLIN, HALIFAX, AND WARREN COUNTIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Fox:

H.B. 668, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF GRANVILLE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Eddins:

H.B. 669, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF STATE FUNDS FOR JURY CONSULTANTS, is referred to the Committee on Judiciary III.

By Representative Eddins:

H.B. 670, A BILL TO BE ENTITLED AN ACT TO REQUEST THE NORTH CAROLINA SUPREME COURT TO CONSIDER AND ADOPT RULES TO EXPEDITE APPEALS FROM CAPITAL CASES THAT INCLUDE A SENTENCE OF DEATH, is referred to the Committee on Judiciary III.

By Representative Eddins:

H.B. 671, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE SERVICES COMMISSION TO CREATE A PROGRAM BY WHICH VOLUNTEER LEGISLATORS WOULD BE AVAILABLE IN THE STATE LEGISLATIVE BUILDING BETWEEN LEGISLATIVE SESSIONS TO TALK TO GROUPS TOURING THE GENERAL ASSEMBLY AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, is referred to the Committee on Ways and Means and, if favorable, to the Committee on Appropriations.

By Representative Gibson:

H.B. 672, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE VARIOUS COUNTIES AND TOWNS TO LEVY ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAXES, is referred to the Committee on Finance.

By Representatives Wainwright and Thomas:

H.B. 673, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PAMLICO COUNTY FIREMAN'S ASSOCIATION TO CONSTRUCT A FIRE TRAINING TOWER AND GRADE ITS TRAINING GROUNDS, is referred to the Committee on Appropriations.

By Representatives Haire and Ramsey (Primary Sponsors):

H.B. 674, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTIFICATION AND LICENSE REGULATION OF BUILDING INSPECTORS ON TRIBAL LANDS IN CHEROKEE, GRAHAM, HAYWOOD, JACKSON, AND SWAIN COUNTIES, is referred to the Committee on Military, Veterans and Indian Affairs.

By Representatives Haire and Ramsey (Primary Sponsors):

H.B. 675, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE JACKSON COUNTY TO LEVY AN EXCISE TAX ON CONVEYANCES, is referred to the Committee on Finance.

By Representatives Haire and Ramsey (Primary Sponsors):

H.B. 676, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRAHAM AND SWAIN COUNTIES TO LEVY A SALES AND USE TAX OF ONE PERCENT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Haire and Ramsey (Primary Sponsors):

H.B. 677, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRAHAM, HAYWOOD, JACKSON, MADISON, AND SWAIN COUNTIES TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY, is referred to the Committee on Local Government II.

By Representatives Sherrill and Luebke (Primary Sponsors); Braswell, Clary, Earle, Michaux, Morris, and Nesbitt:

H.B. 678, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EQUAL TREATMENT FOR ACUPUNCTURISTS WITH RESPECT TO INSURANCE REIMBURSEMENT, is referred to the Committee on Insurance.

By Representative Ellis:

H.B. 679, A BILL TO BE ENTITLED AN ACT RELATING TO WAKE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Ellis:

H.B. 680, A BILL TO BE ENTITLED AN ACT RELATING TO WAKE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Ellis:

H.B. 681, A BILL TO BE ENTITLED AN ACT RELATING TO WAKE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 145**, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SPECIAL ELECTION FOR A VACANCY ON THE EDGECOMBE COUNTY BOARD OF EDUCATION AND TO PROVIDE THAT FUTURE VACANCIES ON THE BOARD SHALL BE FILLED ONLY UNTIL THE NEXT REGULARLY SCHEDULED ELECTION FOR THE BOARD RATHER THAN FOR THE REMAINDER OF THE TERM, is returned for concurrence in Senate committee substitute and placed on the Calendar of March 30.

S.B. 249, A BILL TO BE ENTITLED AN ACT TO EXTEND THE MORATORIUM ON ISSUING SHELLFISH CULTIVATION LEASES IN CORE SOUND, TO REQUIRE THE DIVISION OF MARINE FISHERIES AND THE PRIMARY INVESTIGATOR TO REPORT THE RESULTS OF THE SHELLFISH MAPPING AND HUMAN USE MAPPING OF CORE SOUND TO THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE AND THE MARINE FISHERIES COMMISSION, AND TO REQUIRE THE

MARINE FISHERIES COMMISSION TO REVIEW THESE RESULTS AND REPORT ITS FINDINGS AND RECOMMENDATIONS TO THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, is read the first time and referred to the Committee on Environment and Natural Resources.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 178, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF JONESVILLE TO CHARGE A FEE NOT TO EXCEED FIVE DOLLARS FOR UNCERTIFIED COPIES OF POLICE INCIDENT OR ACCIDENT REPORTS AND TO AUTHORIZE THE TOWN TO GIVE ANNUAL NOTICE OF VIOLATION TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Baddour, Barbee, Barefoot, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Buchanan, Cansler, Capps, Carpenter, Clary, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Davis, Decker, Dedmon, Easterling, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Kinney, Kiser, McComas, McCombs, McCrary, McLawhorn, Melton, Michaux, Miller, Mitchell, Moore, Morris, Neely, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Saunders, Setzer, Sexton, Smith, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 92.

Voting in the negative: Representatives Baker and Eddins - 2.

Excused absences: Representatives Arnold, Blue, Church, Cole, Daughtry, Dockham, Edwards, Ellis, Justus, Luebke, McAllister, Morgan, Mosley, Russell, Sherrill, Starnes, Thompson, Warwick, and Wood - 19.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 149, A BILL TO BE ENTITLED AN ACT TO REDUCE THE PISTOL PERMIT FEE IN PITT COUNTY FROM TWENTY DOLLARS TO FIVE DOLLARS, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 437, A BILL TO BE ENTITLED AN ACT AMENDING THE STATUTORY DEFINITION OF "SUBDIVISION" FOR THE PURPOSE OF SUBDIVISION REGULATION IN JONES COUNTY, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 429, A BILL TO BE ENTITLED AN ACT TO VALIDATE A REFERENDUM CHANGING THE MANNER OF ELECTION OF THE BOARD OF COMMISSIONERS OF MADISON COUNTY, EFFECTIVE IN 2002, AS APPROVED BY THE VOTERS OF THAT COUNTY, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

S.B. 156, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE AUTHORITY OF THE LAKE ROYALE COMMUNITY IN FRANKLIN AND NASH COUNTIES TO REGULATE THE OPERATION OF CERTAIN MOTOR VEHICLES AND TO ENHANCE THAT AUTHORITY, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **H.B. 371**, A BILL TO BE ENTITLED AN ACT TO ADD SEVERAL COUNTIES TO THOSE COUNTIES IN WHICH IT IS UNLAWFUL TO REMOVE OR DESTROY ELECTRONIC COLLARS ON DOGS, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Hackney and without objection, House Committee Substitute for **S.B. 197**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE GENERAL STATUTES TO IMPLEMENT CERTAIN RECOMMENDATIONS OF THE GOVERNOR'S TASK FORCE ON DOMESTIC VIOLENCE, is withdrawn from the Calendar and placed on the Calendar of March 30.

CALENDAR (continued)

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **H.B. 202**, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROFESSIONAL CORPORATION ACT TO PERMIT CERTAIN EMPLOYEE RETIREMENT PLANS TO HOLD SECURITIES AS A LICENSEE AND TO REVISE THE DEFINITION OF A FOREIGN PROFESSIONAL CORPORATION THAT MAY BE AUTHORIZED TO DO BUSINESS IN THIS STATE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (95-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 334, A BILL TO BE ENTITLED AN ACT TO REPEAL CERTAIN OBSOLETE AGRICULTURAL STATUTES, passes its second reading, by electronic vote (93-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

INTRODUCTION OF PAGES

Pages for the week of March 29 are introduced to the membership. They are: Debra Bricker of Johnston; Latasha Carter of Chowan; Michael Farris of Burke; Jessica Hobbs of Johnston; Kellyene John of Wake; Gabrielle Mineo of Wake; Anne Rand of Person; Margaret-Jean Rutkowsky of Yancey; Christina Scott of Currituck; Valisha Summerfield of Wake; Macon Sykes of Wake; James Ward of Johnston; Jessica Weeks of Yancey; and Shirkeymu (Kema) Winston of Wake.

RE-REFERRAL

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 409**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATEWIDE USE OF CAMERAS TO DETECT TRAFFIC OFFENSES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Judiciary IV.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair and without objection, **H.B. 426**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF HIGH POINT TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, is withdrawn from the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Judiciary IV.

On motion of Representative Culpepper, seconded by Representative Buchanan, the House adjourns at 7:29 p.m. to reconvene March 30 at 2:30 p.m.

THIRTY-SIXTH DAY**HOUSE OF REPRESENTATIVES**

Tuesday, March 30, 1999

The House meets at 2:30 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

“O Lord, we call You Savior because we are in need of being saved. Our knowledge is growing, yet it is still incomplete. Our reflections are studied, yet they are still fragmentary. Our resolve is strong, yet it is not always strong enough. Our lives feel full, yet they are broken. O God, come and save us in our finitude; redeem us from our imperfections. Where we are foolish, give us understanding and we will live Your life. Where we are fragmented, give us wisdom and we will seek Your will. Where we are timid, give us courage, and we will do Your work. Where we are broken, give us healing and we will share Your word. Come, O Lord, save us and we will be agents of Your saving grace. Amen.”

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 29 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (100-0).

Leaves of absence are granted Representatives Blue, Church, Edwards, Ellis, Miner, Morgan, Mosley, Sherrill, and Warwick for today. Representatives Baddour, Davis, Justus, Miller, and Russell are excused for a portion of the session.

ENROLLED BILL

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 156, AN ACT TO REMOVE THE SUNSET ON THE AUTHORITY OF THE LAKE ROYALE COMMUNITY IN FRANKLIN AND NASH COUNTIES TO REGULATE THE OPERATION OF CERTAIN MOTOR VEHICLES AND TO ENHANCE THAT AUTHORITY.

CHAPTERED BILL

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 33, AN ACT CONCERNING ANNEXATION OF CERTAIN PROPERTY BY THE TOWN OF CLAYTON. (S.L. 1999-10)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Hunter for the Committee on Children, Youth, and Families:

H.B. 304, A BILL TO BE ENTITLED AN ACT TO PROVIDE CRIMINAL PENALTIES FOR FRAUDULENT MISREPRESENTATION INVOLVING CHILD CARE SUBSIDIES AND TO PROVIDE COUNTIES A FINANCIAL INCENTIVE TO INVESTIGATE AND PURSUE FRAUD IN CHILD CARE PAYMENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Dedmon for the Committee on Local Government I:

H.B. 574, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE MANNER OF ELECTION OF THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION SO AS TO PROVIDE FOR NONPARTISAN PRIMARY ELECTIONS, with an unfavorable report.

The bill is placed on the Unfavorable Calendar.

H.B. 575, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE MANNER OF ELECTION OF THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION SO AS TO EXPAND THE NUMBER OF AT-LARGE MEMBERS, with an unfavorable report.

The bill is placed on the Unfavorable Calendar.

S.B. 300, A BILL TO BE ENTITLED AN ACT REPEALING THE TOWN OF CALABASH'S LIMITATIONS ON THE HEIGHT OF BUILDINGS, EXTENDING THE TOWN'S EXTRATERRITORIAL JURISDICTION, INCREASING THE NUMBER OF TOWN COMMISSIONERS, AND STAGGERING THE COMMISSIONERS' TERMS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Daughtry:

H.B. 682, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTING A NEW BUILDING ON THE CAMPUS OF JOHNSTON COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representatives Mosley, Adams, Barefoot, Boyd-McIntyre, Easterling, Luebke and Wainwright:

H.B. 683, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE FEASIBILITY OF STATE-FUNDED CHILD CARE FACILITIES AND CHILD CARE SUBSIDIES FOR STATE EMPLOYEES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Mosley and Hensley (Primary Sponsors) (by request):

H.B. 684, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWNS OF APEX, CARY, GARNER, AND MORRISVILLE TO ADOPT ORDINANCES REGULATING REMOVAL, REPLACEMENT, AND PRESERVATION OF TREES AND SHRUBS WITHIN THE TOWNS AND THE TOWNS' EXTRATERRITORIAL PLANNING JURISDICTION, is referred to the Committee on Local Government II.

By Representatives Bridgeman, Alexander, Barefoot, Cox, Cunningham, Dedmon, Earle, Gibson, Goodwin, Horn, McLawhorn, Melton, Moore, Rayfield, Saunders, Thomas, Tucker, Warren, and C. Wilson:

H.B. 685, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LAW ENFORCEMENT OFFICER MAY ARREST A PERSON ON PRIVATE PREMISES OR IN A VEHICLE IN ACCORDANCE WITH STATE LAW WITH A COPY OF THE ORIGINAL ARREST WARRANT OR ORDER, is referred to the Committee on Judiciary III.

By Representatives Jeffus, Bowie, Culp, Jarrell, McCrary, McLawhorn, and Sexton:

H.B. 686, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT THE CENTRAL NORTH CAROLINA SCHOOL FOR THE DEAF, is referred to the Committee on Appropriations.

By Representatives Jeffus and Adams:

H.B. 687, A BILL TO BE ENTITLED AN ACT RELATING TO GUILFORD COUNTY AND TO THE INCORPORATED MUNICIPALITIES LOCATED IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Jeffus and Adams:

H.B. 688, A BILL TO BE ENTITLED AN ACT RELATING TO GUILFORD COUNTY AND TO THE INCORPORATED MUNICIPALITIES LOCATED IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Jeffus and Adams:

H.B. 689, A BILL TO BE ENTITLED AN ACT RELATING TO GUILFORD COUNTY AND TO THE INCORPORATED MUNICIPALITIES

LOCATED IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Easterling, Alexander, Clary, Esposito, Jarrell, Jeffus, Morris, Mosley, and Wainwright:

H.B. 690, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE INVESTIGATIONS OF SUDDEN UNEXPECTED DEATHS OF INFANTS AND YOUNG CHILDREN, is referred to the Committee on Appropriations.

By Representative Preston:

H.B. 691, A BILL TO BE ENTITLED AN ACT RELATING TO THE MUNICIPALITIES LOCATED WITHIN CARTERET COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Preston:

H.B. 692, A BILL TO BE ENTITLED AN ACT RELATING TO CARTERET COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Preston:

H.B. 693, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CARTERET COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative McLawhorn:

H.B. 694, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF AYDEN, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Gillespie and Tolson (Primary Sponsors); Adams, Allen, Arnold, Barbee, Barefoot, Bonner, Brown, Buchanan, Carpenter, Church, Clary, Cox, Crawford, Creech, Culp, Edwards, Fitch, Goodwin, Grady, Hill, Hunter, Hurley, Melton, Morris, Nye, Preston, Rayfield, Russell, Sexton, Smith, Starnes, Thomas, Thompson, Tucker, Wainwright, and Walend:

H.B. 695, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR COMMUNITY COLLEGES LOCATED IN LOW-WEALTH COUNTIES, is referred to the Committee on Appropriations.

By Representatives Gillespie and Tolson (Primary Sponsors); Allen, Arnold, Barbee, Bonner, Brown, Buchanan, Carpenter, Church, Clary, Cox, Crawford, Creech, Culp, Edwards, Fitch, Goodwin, Grady, Hill, Hunter, Hurley, Melton, Morris, Nye, Preston, Rayfield, Russell, Sexton, Smith, Starnes, Thomas, Thompson, Tucker, Wainwright, and Walend:

H.B. 696, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR UTILITY COSTS FOR COMMUNITY COLLEGES LOCATED IN LOW-WEALTH COUNTIES, is referred to the Committee on Appropriations.

By Representatives Dedmon, Barefoot, Bridgeman, Clary, Horn, Rayfield, and Wainwright:

H.B. 697, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE AUTHORITIES TO MERGE, is referred to the Committee on Health.

By Representative Moore:

H.B. 698, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TWO ASSISTANT DISTRICT ATTORNEYS IN PROSECUTORIAL DISTRICT 19A, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative McCombs:

H.B. 699, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF ROWAN COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative McCombs:

H.B. 700, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES LOCATED WITHIN ROWAN COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative McCombs:

H.B. 701, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES LOCATED WITHIN ROWAN COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative McCrary:

H.B. 702, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF LEXINGTON, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative McCrary:

H.B. 703, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF DAVIDSON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative McCrary:

H.B. 704, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF THOMASVILLE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warner:

H.B. 705, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CUMBERLAND COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warner:

H.B. 706, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CUMBERLAND COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Cox:

H.B. 707, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF BROADWAY TO ALLOW THE TOWN TO OPERATE UNDER A COUNCIL-MANAGER FORM OF GOVERNMENT, is referred to the Committee on Local Government II.

By Representative Cox:

H.B. 708, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SANFORD-LEE REGIONAL AIRPORT AUTHORITY TO RECEIVE SALES TAX REFUNDS, is referred to the Committee on Local Government II.

By Representatives Cox and Davis:

H.B. 709, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF ANGIER, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Boyd-McIntyre, Adams, Barefoot, Cunningham, Fox, Jarrell, Jeffus, Kinney, McCrary, Moore, Wainwright, Womble, Wright, and Yongue:

H.B. 710, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A NEW CHEMISTRY BUILDING AT NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Boyd-McIntyre, Adams, Allen, Barefoot, Bonner, Cole, Cunningham, Fox, Jarrell, Jeffus, Kinney, McCrary, Moore, Sutton, Wainwright, Womble, Wright, and Yongue:

H.B. 711, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE COMPLETION OF THE GENERAL CLASSROOM BUILDING AT NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Boyd-McIntyre, Adams, Allen, Barefoot, Bonner, Cole, Cunningham, Fox, Jarrell, Jeffus, Kinney, McCrary, Moore, Sutton, Wainwright, Womble, Wright, and Yongue:

H.B. 712, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY FOR LAND ACQUISITION, is referred to the Committee on Appropriations.

By Representatives Alexander, Adams, Allen, Baddour, Barefoot, Bonner, Boyd-McIntyre, Braswell, Bridgeman, Church, Crawford, Cunningham, Davis, Earle, Easterling, Edwards, Fitch, Goodwin, Hackney, Hardaway, Hensley, Hill, Hunter, Insko, Jarrell, Jeffus, Kinney, Luebke, McAllister, Melton, Michaux, Miller, Moore, Mosley, Nesbitt, Oldham, Owens, Saunders, Sherrill, Sutton, Tolson, Tucker, Wainwright, Warner, Warren, G. Wilson, Womble, Wright, and Yongue:

H.B. 713, A BILL TO BE ENTITLED AN ACT TO REQUIRE PARITY IN HEALTH INSURANCE COVERAGE FOR MENTAL

ILLNESS AND CHEMICAL DEPENDENCY TREATMENT, is referred to the Committee on Insurance.

By Representatives Alexander, Earle, Easterling, Luebke, Melton, Miller, and Wainwright:

H.B. 714, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DIRECT PAYMENT OF CERTIFIED SUBSTANCE ABUSE PROFESSIONALS UNDER HEALTH INSURANCE POLICIES AND PLANS, is referred to the Committee on Insurance.

By Representatives Alexander, Earle, Easterling, Luebke, Melton, Miller, Wainwright, and G. Wilson:

H.B. 715, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT UTILIZATION REVIEW CRITERIA BE CRITERIA ADOPTED BY THE AMERICAN SOCIETY OF ADDICTION MEDICINE (ASAM), is referred to the Committee on Insurance.

By Representative Alexander:

H.B. 716, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF MECKLENBURG COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Alexander, Bridgeman, Cunningham, Earle, Easterling, Gulley, Rayfield, and C. Wilson:

H.B. 717, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representative Warwick:

H.B. 718, A BILL TO BE ENTITLED AN ACT RELATING TO PENDER COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warwick:

H.B. 719, A BILL TO BE ENTITLED AN ACT RELATING TO PENDER COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warwick:

H.B. 720, A BILL TO BE ENTITLED AN ACT RELATING TO SAMPSON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warwick:

H.B. 721, A BILL TO BE ENTITLED AN ACT RELATING TO SAMPSON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Insko and Luebke:

H.B. 722, A BILL TO BE ENTITLED AN ACT TO ALLOW MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM TO PURCHASE CERTAIN PART-TIME SERVICE RENDERED WHILE FULL-TIME STUDENTS, is referred to the Committee on Pensions and Retirement.

By Representative Insko:

H.B. 723, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE FEE FOR INSPECTING AFTER-FACTORY WINDOW TINTING NEED BE PAID ONLY ONCE, is referred to the Committee on Transportation.

By Representatives Insko, Hackney, Luebke, Saunders, Sutton, and Wainwright:

H.B. 724, A BILL TO BE ENTITLED AN ACT TO PERMIT COUNTY BOARDS OF ELECTIONS TO DESIGNATE ADDITIONAL SITES FOR ONE-STOP ABSENTEE VOTING, is referred to the Committee on Election Law and Campaign Finance Reform.

By Representative Dockham:

H.B. 725, A BILL TO BE ENTITLED AN ACT RELATING TO THE 94TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Dockham:

H.B. 726, A BILL TO BE ENTITLED AN ACT RELATING TO THE 94TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Dockham:

H.B. 727, A BILL TO BE ENTITLED AN ACT RELATING TO THE 94TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tolson, McLawhorn, Rogers, and Warren:

H.B. 728, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF GREENVILLE TO REQUIRE FIRE ALARM SYSTEMS IN FRATERNITY AND SORORITY HOUSES WITHIN THE CITY AND THE CITY'S EXTRATERRITORIAL PLANNING JURISDICTION, is referred to the Committee on Local Government I.

By Representative Tolson:

H.B. 729, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF GREENVILLE TO COLLECT AN AUTO TAX FOR ECONOMIC DEVELOPMENT PROJECTS AND INFRASTRUCTURE CONSTRUCTION PROJECTS UPON THE EXPIRATION OF THE GLOBAL TRANSPARK VEHICLE TAX LEVY, is referred to the Committee on Local Government I and, if favorable, to the Committee on Finance.

By Representative Tolson:

H.B. 730, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF WILSON, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Tolson:

H.B. 731, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A FACILITY AT THE EASTERN NORTH CAROLINA LIVESTOCK ARENA SITE, is referred to the Committee on Appropriations.

By Representatives Earle and Russell (Primary Sponsors); Allen, Arnold, Barefoot, Bonner, Bowie, Braswell, Cansler, Clary, Crawford, Culp, Dedmon, Easterling, Esposito, Gardner, Gillespie, Haire, Hardaway, Hurley, Kinney, Luebke, Melton, Oldham, Preston, Ramsey, Rogers, Sexton, Sherrill, Sutton, Tucker, Wainwright, Walend, Warner, Warren, C. Wilson, G. Wilson, and Yongue:

H.B. 732, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A HOME- AND COMMUNITY-BASED MEDICAID WAIVER FOR PERSONS WITH TRAUMATIC BRAIN INJURY, is referred to the Committee on Appropriations.

By Representatives Earle and Russell (Primary Sponsors); Allen, Arnold, Barefoot, Bonner, Bowie, Braswell, Cansler, Clary, Crawford, Culp, Dedmon, Easterling, Esposito, Gardner, Gillespie, Hardaway, Hurley, Kinney, Luebke, Melton, Oldham, Preston, Rogers, Sherrill, Sutton, Tucker, Wainwright, Walend, Warner, Warren, C. Wilson, G. Wilson, and Yongue:

H.B. 733, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A NEUROBEHAVIORAL TREATMENT PROGRAM AT THE BLACK MOUNTAIN CENTER, is referred to the Committee on Appropriations.

By Representatives Insko and Hackney (Primary Sponsors):

H.B. 734, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF CHAPEL HILL, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Sutton, Bonner, and Yongue:

H.B. 735, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ROBESON COUNTY TO LEVY A SALES AND USE TAX OF ONE PERCENT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Rogers:

H.B. 736, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF PLYMOUTH, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Rogers:

H.B. 737, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF PLYMOUTH, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Rogers:

H.B. 738, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF NONCONTIGUOUS AREAS BY THE CITY OF GREENVILLE, is referred to the Committee on Local Government I.

By Representative Rogers:

H.B. 739, A BILL TO BE ENTITLED AN ACT RELATING TO WASHINGTON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Rogers:

H.B. 740, A BILL TO BE ENTITLED AN ACT RELATING TO WASHINGTON COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Grady and Preston (Primary Sponsors); Crawford, Gardner, Gillespie, Morris, Rayfield, Smith, and Wainwright:

H.B. 741, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR LOW-WEALTH SCHOOL SYSTEMS' SUPPLEMENTAL FUNDING, is referred to the Committee on Appropriations.

By Representatives Mitchell, Baker, Bonner, Brown, Cole, Cox, Culp, Davis, Gardner, Kiser, McCrary, McLawhorn, Preston, Warren, G. Wilson, and Yongue:

H.B. 742, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO A NONREVERTING RESERVE FOR THE START-UP COSTS OF THE SOUTHERN DAIRY COMPACT COMMISSION AND THE INITIAL COSTS OF ADMINISTERING AND ENFORCING THE SOUTHERN DAIRY COMPACT AND TO PROVIDE FOR THE REPAYMENT OF THOSE FUNDS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, is referred to the Committee on Appropriations.

By Representatives Davis and Cox:

H.B. 743, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN PURCHASING A NEW BUILDING TO RELOCATE THE ANGIER AREA PUBLIC LIBRARY, is referred to the Committee on Appropriations.

By Representatives Cansler, Gillespie, Rayfield, and Walend:

H.B. 744, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROJECT TO IMPROVE ACCESS TO HEALTH CARE COVERAGE

IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Culpepper:

H.B. 745, A BILL TO BE ENTITLED AN ACT RELATING TO DARE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 145**, A BILL TO BE ENTITLED AN ACT TO PROVIDE A SPECIAL ELECTION FOR A VACANCY ON THE EDGECOMBE COUNTY BOARD OF EDUCATION AND TO PROVIDE THAT FUTURE VACANCIES ON THE BOARD SHALL BE FILLED ONLY UNTIL THE NEXT REGULARLY SCHEDULED ELECTION FOR THE BOARD RATHER THAN FOR THE REMAINDER OF THE TERM.

On motion of Representative Tolson, the House concurs in the Senate committee substitute and the bill is ordered enrolled.

H.B. 178, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF JONESVILLE TO CHARGE A FEE NOT TO EXCEED FIVE DOLLARS FOR UNCERTIFIED COPIES OF POLICE INCIDENT OR ACCIDENT REPORTS AND TO AUTHORIZE THE TOWN TO GIVE ANNUAL NOTICE OF VIOLATION TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McLawhorn, McMahan, Melton, Michaux, Mitchell, Moore, Morris, Neely, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Smith, Starnes, Sutton, Teague, Thomas, Thompson, Tolson,

Tucker, Wainwright, Walend, Warner, Warren, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 102.

Voting in the negative: Representatives Allred, Bowie, and Creech - 3.

Excused absences: Representatives Blue, Church, Davis, Edwards, Ellis, Justus, Miller, Miner, Morgan, Mosley, Sherrill, and Warwick - 12.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 375, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF OAK RIDGE.

On motion of Representative Decker and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 447, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF ASHEVILLE TO PROHIBIT ACTS OF DISCRIMINATION IN EMPLOYMENT BASED ON RACE, COLOR, NATIONAL ORIGIN, RELIGION, SEX, DISABILITY, OR AGE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 462, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF CHADBOURN TO COLLECT UTILITY BILLS AS IF THEY WERE TAXES DUE THE TOWN.

Representative Goodwin offers Amendment No. 1 which is adopted. This amendment changes the title.

The bill, as amended, passes its second reading. The caption having been amended, the bill remains on the Calendar.

Committee Substitute for **H.B. 259**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE LAPSE OF A HOME INSPECTOR'S LICENSE AND AN ASSOCIATE HOME INSPECTOR'S LICENSE UNDER CERTAIN CONDITIONS; TO ESTABLISH RECORD-KEEPING REQUIREMENTS FOR HOME INSPECTORS; AND TO AUTHORIZE THE HOME INSPECTOR LICENSURE BOARD TO

ESTABLISH CONTINUING EDUCATION PROGRAMS AND CHARGE FEES FOR THOSE PROGRAMS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allred, Arnold, Baddour, Barbee, Barefoot, Berry, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Mitchell, Moore, Morris, Neely, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Smith, Starnes, Sutton, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 103.

Voting in the negative: None.

Excused absences: Representatives Blue, Church, Davis, Edwards, Ellis, Justus, Miner, Morgan, Mosley, Sherrill, and Warwick - 11.

House Committee Substitute for **S.B. 197**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE GENERAL STATUTES TO IMPLEMENT CERTAIN RECOMMENDATIONS OF THE GOVERNOR'S TASK FORCE ON DOMESTIC VIOLENCE.

Representative Haire offers Amendment No. 2 which is adopted by electronic vote (106-0).

The bill, as amended, passes its third reading, by electronic vote (106-0), and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

H.B. 216, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A RECOMMENDATION OF THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO DIRECT THE STATE BOARD OF EDUCATION TO EXTEND ITS REVIEW AND EVALUATION OF CHARTER SCHOOLS, is before the Body with Amendment No. 1 pending.

Representative Nesbitt withdraws Amendment No. 1.

Representative Preston offers Amendment No. 2 which is adopted by electronic vote (106-0).

The bill, as amended, passes its second reading, by electronic vote (105-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading, by electronic vote (106-1), and is ordered engrossed and sent to the Senate.

GUESTS

The Speaker appoints the following Members as an escort committee for King Goodwill Zwelithini: Representatives Adams, Alexander, Baddour, Bowie, Earle, Boyd-McIntyre, Wright, and Cunningham.

Representative Wright introduces His Majesty, King Goodwill Zwelithini, from the Kingdom of KwaZulu Natal, Province of South Africa; his wife, Queen Mantfambi Zwelithini; and Mr. Robert Brown, former member of the University of North Carolina Board of Governors.

Mr. Brown presents King Zwelithini to the Body and he makes the following remarks.

“Mr. Speaker, Honorable Members of the House, distinguished guests and Ladies and Gentlemen.

“I am most pleased to have this opportunity to address you this afternoon.

“I bring you warm greetings from the people of the Republic of South Africa and, in particular, my people in KwaZulu Natal. It is indeed events like our gathering here today which are constant reminders to ourselves, coming from the continent of Africa, that our offspring are all over the world.

“I bring to you the pride of your African brothers and sisters, the pride of Traditional Leaders, and their subjects from the African Continent. As we gather here today, I am able to feel that their spirits are with us.

“I would like to first give you a brief summary of developments in South Africa and the continent, as I see them. Whilst some of you read a lot of published materials daily, I will not assume that we share the same understanding. Since the inauguration of the democratic South Africa in 1994, fundamental changes have been engaged into the fiber of the South African Society.

"President Nelson Mandela, the government of National Unity, the society as a whole must be commended for a job well done.

"Mr. Speaker, Honorable Members of the House, I wish you to know that I represent a long and heroic history, I represent our African traditions, values and customs. Here, I do not refer to the eurocentric interpretation of that history, which is still very dominant in your libraries, and ways of knowing about Africa.

"My great grandfather was King Shaka Ka Senzangakhona. He is today a well-known and revered leader, in contrast to how he was presented by European historians with cultural supremacist agendas.

"Mr. Speaker, today I meet Members of the House when there is a call for an African Renaissance. This call is presently spearheaded by our Vice President, Thabo Mbeki, and it seeks to enhance the process of reconstruction and development of the African Continent.

"In that context, Honorable Members, a process is only beginning in Africa, wherein we must mobilize our traditional societies (rural and urban) behind the process of *cultural reconstruction* and development.

"Africa as a continent, and Africans internationally, will never be free until this history has been re-written, archived, and engraved into the way of life for Africans in Africa. Our own culture, values, traditions, and norms must be the fundamental basis from which to reconstruct our societies.

"It is with an open dialogue such as this one and a sincere effort at mutual understanding and investment that will bear the most fruit for all.

"Thank you all and may God bless America and the people of South Africa."

On behalf of the Members of the House, the Speaker presents a Certificate of Appreciation to King Zwelithini.

King Zwelithini presents certificates to Speaker Black, Representative Wright, and Representative Culpepper.

The Speaker directs the Committee to escort His Majesty and entourage from the Chamber.

CALENDAR (continued)

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 262, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO CUSTODY OF ABUSED, NEGLECTED, OR DEPENDENT JUVENILES IN THE CUSTODY OR AUTHORITY OF THE COUNTY DEPARTMENTS OF SOCIAL SERVICES, passes its second reading by electronic vote (105-1).

Representative Michaux objects to the third reading. The bill remains on the Calendar.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **H.B. 287**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES REGARDING CHILD CARE AND TO REPEAL SECTIONS 4(B) AND 28.3 OF S.L. 1997-506, passes its second reading by electronic vote (72-35).

Representative Davis objects to the third reading. The bill remains on the Calendar.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Culpepper and without objection, Committee Substitute for **H.B. 331**, A BILL TO BE ENTITLED AN ACT TO REDESIGNATE THE COMMUNITY PENALTIES PROGRAM AS THE SENTENCING SERVICES PROGRAM, TO CLARIFY THAT THE WORK PRODUCT OF THESE PROGRAMS IS ALWAYS PRESENTED TO THE COURTS, AND TO MAKE OTHER CLARIFYING CHANGES, is withdrawn from the Calendar and placed on the Calendar of March 31.

On motion of Representative Culpepper and without objection, **H.B. 219**, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTERS 54B AND 54C OF THE GENERAL STATUTES TO MAKE TECHNICAL CHANGES TO THE LAW GOVERNING STATE-CHARTERED SAVINGS AND LOAN ASSOCIATIONS AND SAVINGS BANKS AND TO INCREASE THE PERMITTED PERCENTAGE OF COMMERCIAL LOANS, is withdrawn from the Calendar and placed on the Calendar of April 1.

CALENDAR (continued)

Committee Substitute for **H.B. 190**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN FACILITIES TO SHARE PEER REVIEW INFORMATION WITH ACCREDITING ORGANIZATIONS,

passes its second reading, by electronic vote (106-1), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (106-1), and is ordered sent to the Senate.

H.B. 414, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA VETERINARY MEDICAL BOARD TO LICENSE VETERINARIANS WHO ARE LICENSED IN OTHER STATES BUT HAVE NOT COMPLETED THE CERTIFICATION PROGRAM FOR FOREIGN VETERINARY GRADUATES, passes its second reading, by electronic vote (102-0), and there being no objection is read a third time.

On motion of Representative Hackney and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of March 31.

H.B. 317, A BILL TO BE ENTITLED AN ACT TO REQUIRE TOWED VEHICLES ATTACHED BY MEANS OF LOCKING PINS OR BOLTS TO ALSO HAVE SAFETY CHAINS.

Representative Redwine offers Amendment No. 1 which is adopted.

Representative Brown offers Amendment No. 2.

On motion of Representative Redwine, the bill with pending Amendment No. 2 is withdrawn from the Calendar and placed on the Calendar of March 31.

RE-REFERRALS

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 425**, A BILL TO BE ENTITLED AN ACT TO MAKE PERMANENT THE PROHIBITION OF THE RELEASE OF CERTAIN PERSONAL INFORMATION BY THE DIVISION OF MOTOR VEHICLES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Ways and Means.

On motion on Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 490**, A BILL TO BE ENTITLED AN ACT TO INCREASE GIVING TO CHARITABLE NONPROFIT ORGANIZATIONS BY EXPANDING THE STATE CORPORATE INCOME TAX DEDUCTION FOR CHARITABLE CONTRIBUTIONS, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Finance.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

S.B. 560, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MARKETS THAT SELL UNCOOKED CURED COUNTRY HAM OR UNCOOKED CURED SALTED PORK THAT INVOLVES CERTAIN MINIMAL PREPARATION ARE EXEMPT FROM REGULATION UNDER CHAPTER 130A OF THE GENERAL STATUTES WHEN THAT MINIMAL PREPARATION IS THE ONLY ACTIVITY THAT WOULD SUBJECT THESE MARKETS TO SUCH REGULATION, is read the first time and referred to the Committee on Public Health.

On motion of Representative Culpepper, seconded by Representative Dockham, the House adjourns at 4:41 p.m. to reconvene March 31 at 2:00 p.m.

THIRTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, March 31, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"Loving God, You are the great Liberator. You heard the cries of Your people as they lamented their slavery in Egypt. You called forth a leader, Moses, to speak Your word, lead Your cause, and guide Your people. He went to Pharaoh's house and to the seat of his government to cry out for justice and demand liberation. Through Your mighty acts at Passover, the children of Israel were freed from bondage and led towards their new lives in the promised land.

"In this day and at this time, open our eyes to the situations of economic, social or political bondage in our State. Open our ears to hear your call to be agents of liberation. Open our lives to Your presence so that we can make lasting and liberating change in our State. Lead us, O Lord, into a time and place of justice and mercy for all people, for then we will find Your promised land. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 30 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (109-0).

Leaves of absence are granted Representatives Adams, Eddins, Ellis, Luebke, Miner, Morgan, Mosley, and Sherrill for today.

ENROLLED BILL

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 145, AN ACT TO PROVIDE A SPECIAL ELECTION FOR A VACANCY ON THE EDGECOMBE COUNTY BOARD OF EDUCATION AND TO PROVIDE THAT FUTURE VACANCIES ON THE BOARD SHALL BE FILLED ONLY UNTIL THE NEXT REGULARLY SCHEDULED ELECTION FOR THE BOARD RATHER THAN FOR THE REMAINDER OF THE TERM.

CHAPTERED BILL

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 156, AN ACT TO REMOVE THE SUNSET ON THE AUTHORITY OF THE LAKE ROYALE COMMUNITY IN FRANKLIN AND NASH COUNTIES TO REGULATE THE OPERATION OF CERTAIN MOTOR VEHICLES AND TO ENHANCE THAT AUTHORITY. (S.L. 1999-11)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Hackney for the Committee on Judiciary I:

Committee Substitute for **S.B. 76**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF CRIMINAL STATISTICS TO COLLECT AND MAINTAIN STATISTICS ON TRAFFIC LAW ENFORCEMENT, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of April 1. The Senate committee substitute is placed on the Unfavorable Calendar.

By Representatives Edwards and McAllister, Chairs, for the Committee on Public Health:

S.B. 560, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MARKETS THAT SELL UNCOOKED CURED COUNTRY HAM OR UNCOOKED CURED SALTED PORK THAT INVOLVES CERTAIN MINIMAL PREPARATION ARE EXEMPT FROM REGULATION UNDER CHAPTER 130A OF THE GENERAL STATUTES WHEN THAT MINIMAL PREPARATION IS THE ONLY ACTIVITY THAT WOULD SUBJECT THESE MARKETS TO SUCH REGULATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Braswell for the Committee on Judiciary II:

H.B. 328, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO CERTAIN CRIMINAL LAWS AND TO AMEND THE CRIMINAL PENALTIES FOR CERTAIN CRIMINAL LAWS AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 1. The original bill is placed on the Unfavorable Calendar.

S.B. 310, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TIME FOR GIVING NOTICE OF APPEAL IN CASES OF TERMINATION OF PARENTAL RIGHTS AND EMANCIPATION AND IN HEARINGS TO TRANSFER A JUVENILE TO SUPERIOR COURT SHALL BE TEN DAYS AFTER ENTRY OF THE ORDER RATHER THAN TEN DAYS AFTER THE DATE OF THE HEARING, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of April 5. The original bill is placed on the Unfavorable Calendar.

S.B. 311, A BILL TO BE ENTITLED AN ACT TO MODIFY RULE 4 OF THE RULES OF CIVIL PROCEDURE TO EXTEND THE LENGTH OF THE LIFE OF A SUMMONS AND TO ABOLISH ENDORSEMENT AS A MEANS OF REVIVING A SUMMONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 5.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 486, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES TO TRAILERS OWNED BY CHARITABLE ORGANIZATIONS AND USED ONLY IN PARADES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 1. The original bill is placed on the Unfavorable Calendar.

By Representatives Saunders and Buchanan, Chairs, for the Committee on Transportation:

S.B. 27, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION AGAINST THE DEPARTMENT OF TRANSPORTATION USING BERMUDA GRASS ALONG CERTAIN ROADS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 5.

By Representatives Alexander and Bonner, Chairs, for the Committee on Election Law and Campaign Finance Reform:

H.B. 248, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES CONCERNING PRECINCT BOUNDARIES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 1. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRAL

Representatives Yongue and Warner, Chairs for the Standing Committee on Education, refer **H.B. 395**, A BILL TO BE ENTITLED AN ACT TO LIMIT THE USE OF STATE FUNDS FOR COMMUNITY COLLEGE SALARIES, to the Permanent Subcommittee on Community Colleges.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Baker:

H.B. 746, A BILL TO BE ENTITLED AN ACT TO AMEND THE NATURAL AND SCENIC RIVERS ACT OF 1971 TO REMOVE THE LIMIT ON THE AMOUNT OF ACREAGE THE STATE MAY ACQUIRE FOR INCLUSION IN THE NEW RIVER STATE PARK, is referred to the Committee on Environment and Natural Resources.

By Representatives Earle and Cansler (Primary Sponsors); Adams, Alexander, Barefoot, Brown, Cox, Esposito, Fox, Jeffus, Melton, Mitchell, Morris, Nye, Oldham, Smith, Wainwright, Walend, and G. Wilson:

H.B. 747, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA FOOD BANKS, is referred to the Committee on Appropriations.

By Representative Goodwin:

H.B. 748, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL PAY THE NONBETTERMENT COSTS OF UTILITY RELOCATIONS IN CERTAIN CIRCUMSTANCES, is referred to the Committee on Transportation.

By Representative Rayfield:

H.B. 749, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DISTRIBUTION OF THE NET PROFITS FROM THE SALE OF ALCOHOLIC BEVERAGES BY THE CITY OF BELMONT LOCAL ABC SYSTEM, is referred to the Committee on Local Government II.

By Representatives Gardner, Adams, Barefoot, Cansler, Clary, Culp, Esposito, Hensley, Howard, Morris, Smith, Tolson, and G. Wilson:

H.B. 750, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO STUDY THE FEASIBILITY OF IMPLEMENTING A 211 SYSTEM IN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives Gardner, Barefoot, Cansler, Clary, Culp, Esposito, Hensley, Howard, Morris, Preston, Smith, Tolson, C. Wilson, and G. Wilson:

H.B. 751, A BILL TO BE ENTITLED AN ACT TO IMPOSE A MORATORIUM ON NEW TECHNOLOGY INITIATIVES UNTIL AFTER JANUARY 1, 2000, AS RECOMMENDED BY THE STATE AUDITOR, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Gardner, Adams, Barefoot, Clary, Culp, Esposito, Hensley, McCombs, Morris, Preston, Smith, Tolson, Wainwright, and G. Wilson:

H.R. 752, A HOUSE RESOLUTION URGING CONGRESS TO DESIGNATE APRIL 30 AS CHILDREN'S DAY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Yongue, Bonner, and Sutton:

H.B. 753, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF THE REGIONAL CENTER FOR ECONOMIC, COMMUNITY AND PROFESSIONAL DEVELOPMENT AT THE UNIVERSITY OF NORTH CAROLINA AT PEMBROKE, is referred to the Committee on Appropriations.

By Representatives Yongue, Bonner, and Sutton:

H.B. 754, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE SCOTLAND COUNTY TO LEVY A SALES AND USE TAX OF ONE PERCENT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Yongue:

H.B. 755, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN MUNICIPALITIES TO CREATE SERVICE DISTRICTS TO FINANCE LIGHTING AT INTERSTATE HIGHWAY INTERCHANGES, is referred to the Committee on Finance.

By Representative Yongue:

H.B. 756, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE MOORE COUNTY TO LEVY A ONE-CENT LOCAL SALES AND USE TAX FOR PUBLIC SCHOOL CAPITAL OUTLAY, IF APPROVED BY THE VOTERS OF THE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Miner:

H.B. 757, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF WAKE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Miner:

H.B. 758, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF WAKE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Miner:

H.B. 759, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF WAKE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Sherrill, Cansler, and Thompson:

H.B. 760, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTIES FOR CERTAIN ARSON OFFENSES, is referred to the Committee on Judiciary II.

By Representatives Barbee and Gibson:

H.B. 761, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES TO BE USED BY STANLY COMMUNITY COLLEGE TO CONSTRUCT A CAMPUS CENTER, is referred to the Committee on Appropriations.

By Representatives Barbee and Gibson:

H.B. 762, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE STANLY COUNTY TO LEVY A ONE-CENT LOCAL SALES TAX FOR PUBLIC SCHOOL CAPITAL OUTLAY, SUBJECT TO APPROVAL BY THE VOTERS OF THE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Mitchell and Setzer:

H.B. 763, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL FOR A SCHOOL TEACHER OR ADMINISTRATOR TO ENGAGE IN SEXUAL ACTS WITH A STUDENT, is referred to the Committee on Judiciary III.

By Representative Setzer:

H.B. 764, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF MOORESVILLE TO LEVY AN ADDITIONAL ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, is referred to the Committee on Finance.

By Representative Melton:

H.B. 765, A BILL TO BE ENTITLED AN ACT AMENDING THE BOUNDARIES OF THE VILLAGE OF WESLEY CHAPEL, is referred to the Committee on Local Government I.

By Representative Brown:

H.B. 766, A BILL TO BE ENTITLED AN ACT RELATING TO ALEXANDER COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Fitch:

H.B. 767, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF WILSON, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wright:

H.B. 768, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF PENDER COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wright:

H.B. 769, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF PENDER COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wright:

H.B. 770, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF NAVASSA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wright:

H.B. 771, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF NAVASSA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wright:

H.B. 772, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF NEW HANOVER COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wright:

H.B. 773, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF NEW HANOVER COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wright:

H.B. 774, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF WILMINGTON, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wright:

H.B. 775, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF WILMINGTON, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Crawford:

H.B. 776, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF ROANOKE RAPIDS TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE, is referred to the Committee on Local Government I.

By Representative McComas:

H.B. 777, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR REIMBURSEMENT OF ADDITIONAL EXPENSES OF THE COMMISSION

ON THE FUTURE OF ELECTRIC SERVICE IN NORTH CAROLINA FROM THE UTILITIES COMMISSION AND PUBLIC STAFF FUND, is referred to the Committee on Public Utilities.

By Representative McComas:

H.B. 778, A BILL TO BE ENTITLED AN ACT TO ADD FOUR MEMBERS TO THE STUDY COMMISSION ON THE FUTURE OF ELECTRIC SERVICE IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative McComas:

H.B. 779, A BILL TO BE ENTITLED AN ACT RELATING TO NEW HANOVER COUNTY AND TO THE INCORPORATED MUNICIPALITIES LOCATED IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative McComas:

H.B. 780, A BILL TO BE ENTITLED AN ACT RELATING TO NEW HANOVER COUNTY AND TO THE INCORPORATED MUNICIPALITIES LOCATED IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Setzer:

H.B. 781, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF CATAWBA TO ANNEX PROPERTY ENCLOSED BY THE CORPORATE BOUNDARIES OF THE TOWN, is referred to the Committee on Local Government I.

CALENDAR

Action is taken on the following:

H.B. 462, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF CHADBURN AND MOUNT GILEAD, AND MONTGOMERY COUNTY, TO COLLECT UTILITY BILLS AS IF THEY WERE TAXES DUE THE TOWN.

The bill, as amended, passes its third reading, by electronic vote (108-0), and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 259**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE LAPSE OF A HOME INSPECTOR'S LICENSE AND AN ASSOCIATE HOME INSPECTOR'S LICENSE UNDER CERTAIN CONDITIONS; TO ESTABLISH RECORD-KEEPING REQUIREMENTS FOR HOME INSPECTORS; AND TO AUTHORIZE THE HOME INSPECTOR LICENSURE BOARD TO ESTABLISH CONTINUING EDUCATION PROGRAMS AND CHARGE FEES FOR THOSE PROGRAMS, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Edwards, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Mitchell, Moore, Morris, Neely, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Smith, Starnes, Sutton, Teague, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 110.

Voting in the negative: None.

Excused absences: Representatives Adams, Eddins, Ellis, Luebke, Miner, Morgan, Mosley, and Sherrill - 8.

H.B. 262, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO CUSTODY OF ABUSED, NEGLECTED, OR DEPENDENT JUVENILES IN THE CUSTODY OR AUTHORITY OF THE COUNTY DEPARTMENTS OF SOCIAL SERVICES.

On motion of Representative Culpepper and without objection, consideration of the bill is postponed until April 7.

Committee Substitute for **H.B. 287**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES REGARDING CHILD CARE AND TO REPEAL SECTIONS 4(B) AND 28.3 OF S.L. 1997-506.

Representative Starnes offers an amendment.

Representative Culpepper inquires of the Chair if the amendment fits the title of the bill. The Speaker rules that the amendment is a substantive change and would require a two-third's vote to suspend the rules in order to be considered.

Representative Starnes moves that Rule 31(d) be suspended in order that the amendment might be properly before the Body.

Representative Daughtry inquires of the Chair the basis for the ruling.

The motion to suspend the rules fails by electronic vote (52-56).

On motion of Representative Starnes, the bill is withdrawn from the Calendar and re-referred to the Committee on Children, Youth, and Families, by electronic vote (59-49).

H.B. 414, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA VETERINARY MEDICAL BOARD TO LICENSE VETERINARIANS WHO ARE LICENSED IN OTHER STATES BUT HAVE NOT COMPLETED THE CERTIFICATION PROGRAM FOR FOREIGN VETERINARY GRADUATES, passes its third reading, by electronic vote (109-0), and is ordered sent to the Senate.

Committee Substitute for **H.B. 331**, A BILL TO BE ENTITLED AN ACT TO REDESIGNATE THE COMMUNITY PENALTIES PROGRAM AS THE SENTENCING SERVICES PROGRAM, TO CLARIFY THAT THE WORK PRODUCT OF THESE PROGRAMS IS ALWAYS PRESENTED TO THE COURTS, AND TO MAKE OTHER CLARIFYING CHANGES, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 317, A BILL TO BE ENTITLED AN ACT TO REQUIRE TOWED VEHICLES ATTACHED BY MEANS OF LOCKING PINS OR BOLTS TO ALSO HAVE SAFETY CHAINS, is before the Body with Amendment No. 2 pending.

On motion of Representative Redwine, Amendment No. 1 is ordered engrossed and the engrossed bill, with Amendment No. 2 pending, is re-referred to the Committee on Transportation.

H.B. 290, A BILL TO BE ENTITLED AN ACT TO AMEND THE CRIME VICTIMS' COMPENSATION ACT BY INCREASING THE MEMBERSHIP OF THE CRIME VICTIMS' COMPENSATION COMMISSION, BY INCREASING THE SIZE OF INITIAL CLAIMS THAT MAY BE AWARDED BY THE DIRECTOR OF THE COMMISSION, AND BY PROVIDING THE COMMISSION WITH THE DISCRETION TO PAY CERTAIN CLAIMS PREVIOUSLY DENIED.

Representative Michaux inquires of the Chair if the bill has a fiscal note or if the bill needs to go to the Committee on Appropriations.

On motion of Representative Haire and without objection, the bill is withdrawn from the Calendar and placed on the Calendar of April 8.

Committee Substitute for **H.B. 253**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE NAME OF THE STATE INFORMATION PROCESSING SERVICES TO THE DIVISION OF INFORMATION TECHNOLOGY SERVICES, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 326**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF NORTH CAROLINA AQUARIUMS TO DISPOSE OF EXHIBITS FROM THE COLLECTIONS OF THE NORTH CAROLINA AQUARIUMS IN ACCORDANCE WITH GENERALLY ACCEPTED PRACTICES FOR ACCREDITED ZOOS AND AQUARIUMS, TO REQUIRE THAT THE NET PROCEEDS OF ANY SALE OR LEASE OF EXHIBITS BE CREDITED TO THE NORTH CAROLINA AQUARIUMS FUND, AND TO REQUIRE THE DIVISION OF NORTH CAROLINA AQUARIUMS TO REPORT ON RECEIPTS OF AND EXPENDITURES FROM THE NORTH CAROLINA AQUARIUMS FUND, passes its second reading, by electronic vote (109-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 327**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF NORTH CAROLINA AQUARIUMS, RATHER THAN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO OPERATE OR CONTRACT FOR FOOD AND VENDING SERVICES AT THE NORTH CAROLINA AQUARIUMS, AND TO REQUIRE THE NET PROCEEDS OF THESE FOOD AND VENDING SERVICES TO BE CREDITED TO THE

NORTH CAROLINA AQUARIUMS FUND, passes its second reading by electronic vote (106-3).

Representative Arnold objects to the third reading. The bill remains on the Calendar.

House Committee Substitute for **S.B. 51**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING HIGHWAY SMALL PROJECT BIDDING, passes its second reading, by electronic vote (104-5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

BILL PLACED ON CALENDAR

Pursuant to Rule 36(b), Representative Culpepper gives notice and **S.B. 560**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT MARKETS THAT SELL UNCOOKED CURED COUNTRY HAM OR UNCOOKED CURED SALTED PORK THAT INVOLVES CERTAIN MINIMAL PREPARATION ARE EXEMPT FROM REGULATION UNDER CHAPTER 130A OF THE GENERAL STATUTES WHEN THAT MINIMAL PREPARATION IS THE ONLY ACTIVITY THAT WOULD SUBJECT THESE MARKETS TO SUCH REGULATION, is placed on the Calendar for immediate consideration.

Representative Daughtry requests that he be excused from voting on the bill because of an economic interest in the ham business, pursuant to Rule 24.1A, and this request is granted.

The bill passes its second reading, by electronic vote (105-1), and there being no objection is read a third time.

Representative Preston requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (106-1).

The bill passes its third reading and is ordered enrolled and presented to the Governor by Special Message.

Representative Culpepper moves, seconded by Representative Berry, that the House adjourn, subject to the ratification of bills, to reconvene April 1 at 11:00 a.m.

The motion carries.

ENROLLED BILL

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 560, AN ACT TO CLARIFY THAT MARKETS THAT SELL UNCOOKED CURED COUNTRY HAM OR UNCOOKED CURED SALTED PORK THAT INVOLVES CERTAIN MINIMAL PREPARATION ARE EXEMPT FROM REGULATION UNDER CHAPTER 130A OF THE GENERAL STATUTES WHEN THAT MINIMAL PREPARATION IS THE ONLY ACTIVITY THAT WOULD SUBJECT THESE MARKETS TO SUCH REGULATION.

The House stands adjourned at 3:36 p.m.

THIRTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES

Thursday, April 1, 1999

The House meets at 11:00 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

“O Lord, in the passion of Jesus of Nazareth, You teach us that the path of discipleship is never easy. There will be times when our allies will betray us, our closest friends will deny association with us, and many will simply run from us. Yet, we are called to continue in the way of Your will. There will be times when it would be easier to recant our principles and follow the crowd’s expectations rather than face persecution for following Your precepts. And yet, You ultimately tell us that our life is in Your hands, our destiny is in Your love and our future is in Your life. Amen.”

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of March 31 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (98-0).

Leaves of absence are granted Representatives Eddins, Hiatt, Miner, Sherrill, and Wood for today. Representatives Jarrell and Jeffus are excused for a portion of the session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 62, AN ACT TO VALIDATE CERTAIN NOTARIAL ACTS.

H.B. 238, AN ACT TO REMOVE THE SUNSET FROM LAWS ENCOURAGING THE PURCHASE OF COMMODITIES AND SERVICES OFFERED BY BLIND AND BY SEVERELY DISABLED PERSONS.

CHAPTERED BILL

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 145, AN ACT TO PROVIDE A SPECIAL ELECTION FOR A VACANCY ON THE EDGECOMBE COUNTY BOARD OF EDUCATION AND TO PROVIDE THAT FUTURE VACANCIES ON THE BOARD SHALL BE FILLED ONLY UNTIL THE NEXT REGULARLY SCHEDULED ELECTION FOR THE BOARD RATHER THAN FOR THE REMAINDER OF THE TERM. (S.L. 1999-12)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.R. 451, A HOUSE RESOLUTION HONORING RICHARD C. HOFFMAN FOR WHOM THE TOWN OF HOFFMAN IS NAMED ON THE ONE HUNDREDTH ANNIVERSARY OF THE TOWN, with recommendation that it be adopted.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of April 6.

H.B. 652, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEMBERSHIP OF THE BOARD OF DIRECTORS OF THE ROANOKE ISLAND HISTORICAL ASSOCIATION, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 6. The original bill is placed on the Unfavorable Calendar.

S.B. 289, A BILL TO BE ENTITLED AN ACT TO NAME THE NORTH CAROLINA CHILDREN'S VISION SCREENING IMPROVEMENT PROGRAM IN HONOR OF KENNETH C. ROYALL, JR., with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 6.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 312, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PROFESSIONAL DEVELOPMENT PROGRAM FOR CODE-ENFORCEMENT OFFICIALS AND FEES TO ADMINISTER THE PROGRAM, TO AUTHORIZE THE USE OF FUNDS FROM THE DEPARTMENT OF INSURANCE FUND FOR PROFESSIONAL DEVELOPMENT OF CODE-ENFORCEMENT OFFICIALS, AND TO APPROPRIATE FUNDS FROM THE DEPARTMENT OF INSURANCE FUND FOR THAT PURPOSE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 270**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO PROVIDE FOR VOLUNTARY ANNEXATION OF PROPERTY SUBJECT TO PRESENT-USE VALUE APPRAISAL, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 7.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Brown:

H.B. 782, A BILL TO BE ENTITLED AN ACT RELATING TO WILKES COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Brown:

H.B. 783, A BILL TO BE ENTITLED AN ACT RELATING TO YADKIN COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Howard and Dockham:

H.B. 784, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF BERMUDA RUN AND TO SIMULTANEOUSLY DISSOLVE THE BERMUDA CENTER SANITARY DISTRICT, is referred to the Committee on Finance.

By Representatives Haire and Ramsey:

H.B. 785, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE JACKSON COUNTY TO LEVY A ONE-CENT LOCAL SALES TAX, IF APPROVED BY THE VOTERS OF THE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Haire, Hensley, and Luebke:

H.B. 786, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ENHANCED PUNISHMENTS FOR FELONY DEATH BY VEHICLE WHILE OPERATING A COMMERCIAL VEHICLE, is referred to the Committee on Judiciary IV.

By Representative McMahan:

H.B. 787, A BILL TO BE ENTITLED AN ACT RELATING TO MECKLENBURG COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Sutton, Bonner, and Yongue:

H.B. 788, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS OF THE INDIAN EDUCATION RESOURCE CENTER IN PEMBROKE, is referred to the Committee on Appropriations.

By Representative Goodwin:

H.B. 789, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL PAY THE NONBETTERMENT COSTS OF UTILITY RELOCATIONS IN CERTAIN CIRCUMSTANCES, is referred to the Committee on Transportation.

By Representatives Gulley, Capps, McMahan, Sexton, and C. Wilson:

H.B. 790, A BILL TO BE ENTITLED AN ACT TO DIRECT LOCAL BOARDS OF EDUCATION TO REVIEW APPLICABLE COURT ORDERS, is referred to the Committee on Education.

By Representatives Gulley and C. Wilson:

H.B. 791, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE MANNER OF ELECTION OF THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION TO PROVIDE FOR PARTISAN ELECTIONS, is referred to the Committee on Local Government I.

By Representatives Nesbitt, Alexander, Baddour, Barefoot, Bonner, Bridgeman, Dockham, Hackney, Hill, Insko, Kiser, McCrary, Melton, Mosley, Oldham, Ramsey, Rogers, Smith, Wainwright, C. Wilson, and Womble:

H.B. 792, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL EXPENSES OF THE NORTH CAROLINA HIGH SCHOOL ATHLETIC ASSOCIATION, is referred to the Committee on Appropriations.

By Representatives Warren, Cox, McLawhorn, and Russell:

H.B. 793, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO GREENE COUNTY TO STUDY THE FEASIBILITY OF ESTABLISHING AN AGRICULTURAL BUILDING AND COMMUNITY COMPLEX IN THE COUNTY, is referred to the Committee on Appropriations.

By Representative Warren:

H.B. 794, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF FARMVILLE, is referred to the Committee on Finance.

By Representatives Luebke and Michaux:

H.B. 795, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO ALLOW THE CITY COUNCIL TO AUTHORIZE ASSISTANT AND DEPUTY CITY MANAGERS TO EXECUTE CONTRACTS, is referred to the Committee on Local Government I.

By Representative Arnold:

H.B. 796, A BILL TO BE ENTITLED AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF DORTCHES AND TO ADD THE PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF ROCKY MOUNT, is referred to the Committee on Finance.

By Representative Melton:

H.B. 797, A BILL TO BE ENTITLED AN ACT EXEMPTING CERTAIN STATE PROPERTY FROM FIRE PROTECTION FEES IMPOSED BY UNION COUNTY, is referred to the Committee on Local Government II.

By Representative Mosley (by request):

H.B. 798, A BILL TO BE ENTITLED AN ACT TO AMEND THE CARY CHARTER TO GRANT ADDITIONAL AUTHORITY TO THE TOWN OF CARY TO CHARGE FEES IN LIEU OF RECREATIONAL LAND OR OPEN SPACE DEDICATION BASED ON A PER-UNIT FORMULA AND TO CONDITION SITE PLAN APPROVAL UPON DEDICATION, RESERVATION, IMPROVEMENT, OR PAYMENT OF FEES IN LIEU, is referred to the Committee on Finance.

By Representative Mosley:

H.B. 799, A BILL TO BE ENTITLED AN ACT ALLOWING THE TOWN OF MORRISVILLE TO IMPOSE TRANSPORTATION IMPACT FEES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Michaux, Luebke, and Mosley:

H.B. 800, A BILL TO BE ENTITLED AN ACT RELATING TO INVESTMENT OF HEALTH TRUST FUND MONIES BY THE COUNTY OF DURHAM, is referred to the Committee on Local Government I.

By Representatives Michaux, Adams, and Luebke:

H.B. 801, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF DURHAM TO PROHIBIT DISCRIMINATION IN EMPLOYMENT, PUBLIC ACCOMMODATIONS, AND HOUSING BASED ON CRITERIA IN ADDITION TO RACE, COLOR, NATIONAL ORIGIN, RELIGION, SEX, DISABILITY, AND AGE, AND TO PRESCRIBE THE PROCEDURE FOR THE ADOPTION OF ANY SUCH ORDINANCE, is referred to the Committee on Local Government I.

By Representative Michaux and Luebke:

H.B. 802, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF DURHAM TO CONSIDER LIMITATIONS ON USES AS REQUESTED IN THE DEVELOPMENT PLANS SUBMITTED FOR REZONINGS AND TO MAKE OTHER CHANGES REGARDING THE CONSIDERATION OF DEVELOPMENT PLANS, is referred to the Committee on Local Government II.

By Representatives Michaux and Luebke:

H.B. 803, A BILL TO BE ENTITLED AN ACT TO PROVIDE DURHAM COUNTY WITH ADDITIONAL OPTIONS FOR SERVICE OF PROCESS IN ZONING CODE CASES, is referred to the Committee on Local Government II.

By Representatives Sutton, Bonner, and Yongue:

H.B. 804, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST THE NORTH CAROLINA CANCER INSTITUTE FUND A NEW TREATMENT FACILITY TO BE BUILT IN THE TOWN OF LUMBERTON, is referred to the Committee on Appropriations.

By Representatives Bonner, Sutton, and Yongue:

H.B. 805, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RENOVATE THE MAXTON SOUTHEASTERN RURAL VOLUNTEER FIRE DEPARTMENT'S BUILDING, is referred to the Committee on Appropriations.

By Representatives Russell, Warren, and McLawhorn (Primary Sponsors); and Cox:

H.B. 806, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO GREENE COUNTY FOR THE GREENE COUNTY AGRICULTURAL AND COMMUNITY COMPLEX, is referred to the Committee on Appropriations.

By Representative Russell:

H.B. 807, A BILL TO BE ENTITLED AN ACT RELATING TO WAYNE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Russell:

H.B. 808, A BILL TO BE ENTITLED AN ACT RELATING TO GREENE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Russell:

H.B. 809, A BILL TO BE ENTITLED AN ACT RELATING TO LENOIR COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative McMahan:

H.B. 810, A BILL TO BE ENTITLED AN ACT TO ALLOW MECKLENBURG COUNTY TO ACQUIRE PROPERTY FOR USE BY ITS BOARDS OF EDUCATION, is referred to the Committee on Local Government II.

By Representatives Thomas and Wainwright:

H.B. 811, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF HAVELOCK TO INCREASE THE TERM OF THE MAYOR FROM TWO YEARS TO FOUR YEARS BEGINNING WITH THE REGULAR MUNICIPAL ELECTION IN 2001, is referred to the Committee on Local Government I.

By Representatives Thomas, Edwards, and Wainwright:

H.B. 812, A BILL TO BE ENTITLED AN ACT TO REMOVE SUNSET ON PROCEEDS USE, is referred to the Committee on Local Government I.

By Representatives Hensley, Gardner, and Goodwin:

H.B. 813, A BILL TO BE ENTITLED AN ACT TO MAKE CYBERSTALKING A CRIMINAL OFFENSE, is referred to the Committee on Judiciary II.

By Representatives Hensley and Goodwin:

H.B. 814, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF FINANCIAL IDENTITY FRAUD, is referred to the Committee on Judiciary II.

By Representatives Hensley, Gulley, Howard, and McAllister:

H.B. 815, A BILL TO BE ENTITLED AN ACT TO ALLOW LEFT TURNS ON RED IN CERTAIN SITUATIONS, is referred to the Committee on Judiciary II.

By Representatives Hensley, Blue, Cansler, McComas, Mosley, and Sexton:

H.B. 816, A BILL TO BE ENTITLED AN ACT TO ALLOW LAW OFFICERS WHO ARE MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM OR THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO RETIRE WITH UNREDUCED BENEFITS AFTER COMPLETING TWENTY-FIVE YEARS OF SERVICE, is referred to the Committee on Pensions and Retirement.

By Representative Hensley:

H.B. 817, A BILL TO BE ENTITLED AN ACT TO STANDARDIZE THE INVESTIGATION AND DISCIPLINE OF LAW ENFORCEMENT OFFICERS AND TO PROVIDE FOR JUDICIAL REVIEW, is referred to the Committee on Judiciary II.

By Representatives Hensley and Blue:

H.B. 818, A BILL TO BE ENTITLED AN ACT AMENDING THE EVIDENCE CODE, CHAPTER 8C OF THE GENERAL STATUTES, TO MAKE ADMISSIBLE FOR THE PURPOSES OF IMPEACHMENT EVIDENCE OF A WITNESS' CONVICTION OF A FELONY OR CLASS A1, CLASS 1, OR CLASS 2 MISDEMEANOR, is referred to the Committee on Judiciary II.

By Representatives Hensley, Luebke, Morris, and Mosley:

H.B. 819, A BILL TO BE ENTITLED AN ACT TO CREATE A STATE SPAY/NEUTER FUND, TO IMPOSE A FEE OF FIFTY CENTS ON RABIES VACCINATIONS TO RAISE MONEY FOR THE SPAY/NEUTER FUND, TO ESTABLISH A STATEWIDE EDUCATIONAL

PROGRAM ON THE BENEFITS OF SPAYING AND NEUTERING PETS, AND TO PROVIDE AN INCENTIVE TO COUNTIES AND CITIES TO LEVY A DIFFERENTIAL TAX ON DOGS AND CATS THAT ARE NOT SPAYED OR NEUTERED, is referred to the Committee on Agriculture.

By Representatives Hensley and Blue:

H.B. 820, A BILL TO BE ENTITLED AN ACT PROVIDING THAT STATE EMPLOYEES AND PUBLIC SCHOOL EMPLOYEES MAY SHARE LEAVE VOLUNTARILY, is referred to the Committee on Ways and Means.

By Representative Hensley:

H.B. 821, A BILL TO BE ENTITLED AN ACT TO RELOCATE THE NORTH CAROLINA GOVERNMENT COMPETITION COMMISSION FROM THE DEPARTMENT OF COMMERCE TO THE OFFICE OF STATE BUDGET AND MANAGEMENT, is referred to the Committee on Ways and Means.

By Representatives Hensley, Blue, and Mosley:

H.B. 822, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE DANGEROUS OFFENDER TASK FORCE IN WAKE COUNTY, is referred to the Committee on Appropriations.

By Representatives Hensley and Blue:

H.B. 823, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE WAKE COUNTY DISPUTE RESOLUTION CENTER, is referred to the Committee on Appropriations.

By Representatives Hensley, Blue, and Mosley:

H.B. 824, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE WAKE COUNTY TEEN COURT, is referred to the Committee on Appropriations.

By Representative Hensley:

H.B. 825, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RESTORATION OF THE YATES MILL HISTORICAL SITE, is referred to the Committee on Appropriations.

By Representative Hensley (by request):

H.B. 826, A BILL TO BE ENTITLED AN ACT CONCERNING WATER AND SEWER CAPACITY REPLACEMENT FACILITY FEES BY THE TOWN OF GARNER, is referred to the Committee on Finance.

By Representative Hensley (by request):

H.B. 827, A BILL TO BE ENTITLED AN ACT CONCERNING TRANSPORTATION IMPACT FEES BY THE TOWN OF GARNER, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gillespie:

H.B. 828, A BILL TO BE ENTITLED AN ACT TO REQUIRE MCDOWELL COUNTY TO PUBLICIZE THE REVENUE-NEUTRAL TAX RATE IN THE YEARS WHEN THERE IS A GENERAL REVALUATION OF REAL PROPERTY, is referred to the Committee on Local Government II.

By Representative Walend:

H.B. 829, A BILL TO BE ENTITLED AN ACT TO ASSIST THE TRANSYLVANIA SCHOOLS WITH THE EXPEDITING OF PUBLIC SCHOOL FACILITIES, is referred to the Committee on Local Government II.

By Representative Walend:

H.B. 830, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PENALTIES FOR THE TRANSYLVANIA COUNTY ROOM OCCUPANCY TAX, is referred to the Committee on Finance.

By Representative Walend:

H.B. 831, A BILL TO BE ENTITLED AN ACT RELATING TO HENDERSON COUNTY AND TO THE MUNICIPALITIES LOCATED IN THAT COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Thompson and Buchanan:

H.B. 832, A BILL TO BE ENTITLED AN ACT EXEMPTING THE TOWN OF SPRUCE PINE FROM THE CEILING ON SATELLITE ANNEXATIONS, is referred to the Committee on Local Government I.

By Representatives Melton and Tallent:

H.B. 833, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF WAXHAW AND EXEMPTING THAT PROPERTY FROM THE CEILING ON SATELLITE ANNEXATIONS, is referred to the Committee on Finance.

By Representative Moore:

H.B. 834, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXPAND THE PUBLIC-PRIVATE PARTNERSHIP TO EXPAND TECHNOLOGY IN NORTH CAROLINA PUBLIC SCHOOLS AND THEIR COMMUNITIES, INCLUDING A VOCATIONAL EDUCATION COMPUTER RECYCLING AND BUILDING PROGRAM, is referred to the Committee on Appropriations.

By Representative Moore:

H.B. 835, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF CHIROPRACTIC EXAMINERS TO ASSESS LICENSEES CERTAIN COSTS AND LIMITING THE OWNERSHIP OF CHIROPRACTIC PRACTICES TO PERSONS LICENSED AS CHIROPRACTORS, is referred to the Committee on Health.

By Representative Moore:

H.B. 836, A BILL TO BE ENTITLED AN ACT REQUIRING THAT THE REVIEW OF CERTAIN MEDICAL CLAIMS BE CONDUCTED BY PERSONS LICENSED TO PRACTICE CHIROPRACTIC IN THIS STATE, is referred to the Committee on Health.

By Representative Edwards:

H.B. 837, A BILL TO BE ENTITLED AN ACT EXTENDING THE TOWN OF CHOCOWINITY'S EXTRATERRITORIAL JURISDICTION, is referred to the Committee on Local Government I.

By Representatives Grady and Preston (Primary Sponsors):

H.B. 838, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF ONSLOW COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Grady, Preston, Smith, Tucker, and Warwick:

H.B. 839, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RENOVATION OF THE ONSLOW COUNTY SUPERIOR COURTHOUSE, is referred to the Committee on Appropriations.

By Representatives Grady, Preston, Smith, Tucker, and Warwick:

H.B. 840, A BILL TO BE ENTITLED AN ACT TO EXEMPT ONSLOW COUNTY FROM CERTAIN STATUTORY REQUIREMENTS IN THE RENOVATION OF THE ONSLOW SUPERIOR COURTHOUSE, is referred to the Committee on Local Government II.

By Representatives Insko and Hackney:

H.B. 841, A BILL TO BE ENTITLED AN ACT TO AMEND THE CARRBORO TOWN CHARTER TO AUTHORIZE THE GOVERNING BODY TO REQUIRE THAT RESIDENTIAL DEVELOPMENTS CONTAIN A SPECIFIED PERCENTAGE OF AFFORDABLE HOUSING UNITS, is referred to the Committee on Local Government I.

By Representative Insko:

H.B. 842, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CARRBORO TO CHANGE THE NAME OF THE BOARD OF ALDERMEN, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Insko and Hackney:

H.B. 843, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF ORANGE COUNTY TO REQUIRE BY ORDINANCE CERTAIN NOTICE OF PESTICIDE APPLICATION, TO AUTHORIZE ORANGE COUNTY TO REGULATE BY ORDINANCE THE EMISSION OF POLLUTANTS OR CONTAMINANTS, AND TO AUTHORIZE THE TOWN OF CHAPEL HILL TO REGULATE THE TIMING, NUMBER, AND SIZE OF PRIVATE DEVELOPMENT PROJECTS UNDER CONSTRUCTION WITHIN A SPECIFIED WATERSHED, is referred to the Committee on Ways and Means.

By Representatives Insko, Adams, and Hackney:

H.B. 844, A BILL TO BE ENTITLED AN ACT RELATING TO CLASSIFICATIONS UNDER THE ORANGE COUNTY CIVIL RIGHTS ORDINANCE, is referred to the Committee on Local Government II.

By Representative McLawhorn:

H.B. 845, A BILL TO BE ENTITLED AN ACT EXPANDING THE PERMISSIBLE PURPOSES OF THE GREENVILLE UTILITIES COMMISSION, is referred to the Committee on Local Government I.

By Representative Warren:

H.B. 846, A BILL TO BE ENTITLED AN ACT ALLOWING THE TOWN OF FARMVILLE TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM ITS LIMITS, is referred to the Committee on Local Government II.

By Representative Warren:

H.B. 847, A BILL TO BE ENTITLED AN ACT RELATING TO THE INVESTMENT OF CERTAIN FUNDS BY PITT COUNTY, is referred to the Committee on Local Government II.

By Representatives Cole and Sexton:

H.B. 848, A BILL TO BE ENTITLED AN ACT TO SUSPEND THE CHARTER SCHOOL APPLICATION DEADLINES FOR THE ROCKINGHAM COUNTY CONSOLIDATED SCHOOLS FOR THE 1999-2000 SCHOOL YEAR, is referred to the Committee on Education.

By Representatives Culpepper and Rogers (Primary Sponsors):

H.B. 849, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO WASHINGTON COUNTY FOR THE STUDY AND DESIGN PHASE OF RENOVATING THE CURRENT WASHINGTON COUNTY LIBRARY OR CONSTRUCTING A NEW LIBRARY, is referred to the Committee on Appropriations.

By Representative Daughtry:

H.B. 850, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF NORTH CLEVELAND SUBJECT TO A REFERENDUM, is referred to the Committee on Finance.

By Representative Gulley:

H.B. 851, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF MATTHEWS, is referred to the Committee on Finance.

By Representatives Buchanan and Howard:

H.B. 852, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF NONCONTIGUOUS AREAS BY THE CITY OF HICKORY AND ANNEXATION OF CERTAIN DESCRIBED PROPERTY BY THE TOWN OF MOCKSVILLE, is referred to the Committee on Finance.

By Representative Hackney:

H.B. 853, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA STRUCTURED SETTLEMENT PROTECTION ACT, is referred to the Committee on Judiciary I.

By Representative Edwards:

H.B. 854, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PITT COUNTY TO LEVY A ONE-CENT LOCAL SALES TAX FOR COUNTY AND MUNICIPALITY CAPITAL OUTLAY AND INFRASTRUCTURE IMPROVEMENTS, IF APPROVED BY THE VOTERS OF THE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Horn:

H.B. 855, A BILL TO BE ENTITLED AN ACT ALLOWING THE TOWN OF KINGS MOUNTAIN WITH THE APPROVAL OF THE CLEVELAND AND GASTON COUNTY BOARDS OF COMMISSIONERS TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM THE TOWN'S CORPORATE LIMITS, is referred to the Committee on Local Government II.

By Representatives Miller and Luebke:

H.B. 856, A BILL TO BE ENTITLED AN ACT REPEALING THE PROVISION IN THE DURHAM CITY CHARTER REGARDING THE PRIVILEGE LICENSE TAX YEAR, is referred to the Committee on Local Government I.

By Representatives Insko, Culp, and Hackney:

H.B. 857, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CHATHAM COUNTY TO LEVY AN IMPACT TAX AND A VEHICLE REGISTRATION TAX, TO AUTHORIZE ORANGE COUNTY TO LEVY AN IMPACT TAX, TO AUTHORIZE THE TOWN OF CHAPEL HILL TO LEVY AN IMPACT TAX IN ADDITION TO ITS IMPACT FEES, TO AUTHORIZE THE TOWN OF CARRBORO TO LEVY A

ROOM OCCUPANCY TAX, AND TO MODIFY THE HILLSBOROUGH MEALS TAX PENALTIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hardaway:

H.B. 858, A BILL TO BE ENTITLED AN ACT RELATING TO THE 7TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hardaway:

H.B. 859, A BILL TO BE ENTITLED AN ACT RELATING TO THE 7TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hardaway:

H.B. 860, A BILL TO BE ENTITLED AN ACT RELATING TO THE 7TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hardaway:

H.B. 861, A BILL TO BE ENTITLED AN ACT RELATING TO THE 7TH HOUSE DISTRICT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Earle, Buchanan, and Saunders (Primary Sponsors):

H.B. 862, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LAKE NORMAN MARINE COMMISSION TO DEVELOP A BOATING SAFETY EDUCATION PROGRAM AND TO AUTHORIZE THE COMMISSION TO COLLECT FEES TO IMPLEMENT THE PROGRAM, is referred to the Committee on Finance.

By Representatives Redwine and Hill:

H.B. 863, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF ST. JAMES, is referred to the Committee on Finance.

By Representatives Redwine, Cansler, Nesbitt, and Smith:

H.B. 864, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF

NORTH CAROLINA FOR THE TEACHER ACADEMY, is referred to the Committee on Appropriations.

By Representatives Wright and McComas:

H.B. 865, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A METHOD OF ELECTING THE NEW HANOVER COUNTY BOARD OF COMMISSIONERS THAT UTILIZES ELECTORAL DISTRICTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Wright and McComas:

H.B. 866, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE METHOD OF ELECTING THE WILMINGTON CITY COUNCIL THAT UTILIZES ELECTORAL DISTRICTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Fitch:

H.B. 867, A BILL TO BE ENTITLED AN ACT EXEMPTING THE CITY OF WILSON FROM THE SATELLITE ANNEXATION REQUIREMENTS, is referred to the Committee on Local Government II.

By Representatives Insko and Hackney:

H.B. 868, A BILL TO BE ENTITLED AN ACT MAKING OMNIBUS AMENDMENTS CONCERNING THE TOWN OF CHAPEL HILL, is referred to the Committee on Local Government I.

By Representatives Insko and Hackney:

H.B. 869, A BILL TO BE ENTITLED AN ACT TO ELIMINATE ROLLBACK OF DEFERRED TAXES WHEN USE VALUE PROPERTY IS TRANSFERRED BETWEEN FARMERS, is referred to the Committee on Finance.

By Representative Owens:

H.B. 870, A BILL TO BE ENTITLED AN ACT TO ALLOW MAGISTRATES TO ACCEPT WAIVERS AND ENTER JUDGMENT IN CERTAIN CASES INVOLVING REGULATION OF THE USE OF MOTOR VEHICLES ON BEACHES, is referred to the Committee on Local Government II.

By Representatives Brubaker, Culp, and Dockham:

H.B. 871, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL CONSTRUCTION AT RANDOLPH COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representative Culpepper:

H.B. 872, A BILL TO BE ENTITLED AN ACT TO EXEMPT DARE COUNTY FROM CERTAIN REQUIREMENTS FOR PUBLIC CONTRACTS, is referred to the Committee on Local Government I.

By Representative Nye:

H.B. 873, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DEVELOP THE ELIZABETHTOWN AIRPORT NASA MUSEUM, is referred to the Committee on Appropriations.

By Representative Nye:

H.B. 874, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO VARIOUS TOWNS IN BLADEN COUNTY FOR HISTORIC PRESERVATION, is referred to the Committee on Appropriations.

By Representative Nye:

H.B. 875, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PENDER COUNTY FOR HISTORIC PRESERVATION IN THE CANETUCK, CURRIE, HAMPSTEAD, AND SCOTTS HILL COMMUNITIES, is referred to the Committee on Appropriations.

By Representative Nye:

H.B. 876, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DEVELOP AN AGRI/BUSINESS AND CIVIC CENTER IN BLADEN COUNTY, is referred to the Committee on Appropriations.

By Representatives Nye and Cox:

H.B. 877, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SAMPSON COUNTY FOR HISTORIC PRESERVATION AND MAIN STREET DEVELOPMENT PROJECTS, is referred to the Committee on Appropriations.

By Representative Nye:

H.B. 878, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF BLADENBORO FOR REPAIR AND RENOVATION OF THE TOWN'S HISTORIC BUILDINGS, is referred to the Committee on Appropriations.

By Representative Allred:

H.B. 879, A BILL TO BE ENTITLED AN ACT AFFECTING THE BORDERS OF ALAMANCE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Allred and Teague (Primary Sponsors):

H.B. 880, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE COMPETITIVE BID PROCESS IN ALAMANCE COUNTY FOR CITY, COUNTY, AND PUBLIC SCHOOL PROJECTS OF FIVE HUNDRED THOUSAND DOLLARS OR LESS, is referred to the Committee on Local Government II.

By Representative Neely:

H.B. 881, A BILL TO BE ENTITLED AN ACT RELATING TO WAKE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Neely:

H.B. 882, A BILL TO BE ENTITLED AN ACT RELATING TO WAKE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Neely:

H.B. 883, A BILL TO BE ENTITLED AN ACT RELATING TO WAKE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Luebke and Insko (Primary Sponsors); Alexander, Easterling, Hackney, Hensley, Miller, Nesbitt, Womble and Wright:

H.B. 884, A BILL TO BE ENTITLED AN ACT TO HONOR THE MEMORY OF MATTHEW SHEPARD BY EXPANDING THE SCOPE OF THE HATE CRIME LAWS AND INCREASING THE CRIMINAL PENALTY FOR COMMITTING A HATE CRIME, is referred to the Committee on Judiciary I.

By Representatives Luebke, Alexander, Cole, Dockham, Easterling, Gardner, Mitchell, Mosley, Nesbitt, and Womble:

H.B. 885, A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS BY REQUIRING CONTRACTS FOR THE RENTAL OF SELF-SERVICE STORAGE TO CLEARLY STATE CERTAIN TERMS REGARDING THE IMPOSITION OF LATE FEES, TO LIMIT THE RATE OF LATE FEES, AND TO PROHIBIT INTERFERENCE WITH ACCESS TO THE RENTED STORAGE UNIT DURING THE GRACE PERIOD, is referred to the Committee on Ways and Means.

By Representative Luebke:

H.B. 886, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DURHAM CITY COUNCIL TO DELEGATE TO THE CITY FIRE DEPARTMENT THE AUTHORITY TO APPROVE THE EXHIBITION, USE, OR DISCHARGE OF FIREWORKS, is referred to the Committee on Local Government II.

By Representative Horn:

H.B. 887, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CITY OF SHELBY FOR CAPITAL IMPROVEMENTS OF THE CITY'S AIRPORT, is referred to the Committee on Appropriations.

By Representatives Dedmon, Clary, and Horn:

H.R. 888, A HOUSE RESOLUTION HONORING THE TOWN OF LATTIMORE UPON ITS ONE HUNDREDTH ANNIVERSARY AND HONORING ITS FOUNDER, THE HONORABLE AUDLEY M. LATTIMORE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Culpepper and Rogers (Primary Sponsors):

H.B. 889, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES FOR MARTIN COMMUNITY COLLEGE FOR PHASE II CONSTRUCTION OF THE FAMILY LEARNING CENTER, is referred to the Committee on Appropriations.

By Representatives Culpepper and Rogers (Primary Sponsors):

H.B. 890, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO WASHINGTON COUNTY TO RENOVATE ITS HISTORIC COURTHOUSE, is referred to the Committee on Appropriations.

By Representative Yongue:

H.B. 891, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE HOKE COUNTY TO LEVY A SALES AND USE TAX OF ONE PERCENT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Cunningham:

H.B. 892, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF CHARLOTTE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Cunningham:

H.B. 893, A BILL TO BE ENTITLED AN ACT RELATING TO MECKLENBURG COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Cunningham:

H.B. 894, A BILL TO BE ENTITLED AN ACT RELATING TO MECKLENBURG COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Cunningham:

H.B. 895, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF CHARLOTTE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Davis and Cox:

H.B. 896, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE WESTERN HARNETT SENIOR CENTER, is referred to the Committee on Appropriations.

By Representative Capps:

H.B. 897, A BILL TO BE ENTITLED AN ACT RELATING TO WAKE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McAllister, Adams, Alexander, Barbee, Brown, Church, Fitch, Hurley, Kinney, Mosley, and Warner:

H.B. 898, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE USE OF CERTAIN SAFETY EQUIPMENT BY CHILDREN WHILE THEY ARE BICYCLE OPERATORS OR PASSENGERS, is referred to the Committee on Highway Safety and, if favorable, to the Committee on Ways and Means.

By Representatives Bridgeman, Dedmon, Howard, and Morris:

H.B. 899, A BILL TO BE ENTITLED AN ACT AMENDING CERTAIN REQUIREMENTS FOR LICENSURE OF REAL ESTATE BROKERS AND SALESMEN, is referred to the Committee on Ways and Means.

By Representative Hunter:

H.B. 900, A BILL TO BE ENTITLED AN ACT ALLOWING GATES COUNTY TO IMPOSE FEES FOR FIRE PROTECTION SERVICES, is referred to the Committee on Local Government II.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 233,** A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO CARRY OVER ANY UNSPENT TRANSPORTATION IMPROVEMENT PROGRAM EQUITY REGION ALLOCATION TO THE NEXT YEAR, TO AUTHORIZE LOANS OF UNSPENT EQUITY REGION ALLOCATIONS TO OTHER EQUITY REGIONS AND TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO DEMONSTRATE COMPLIANCE WITH THE HIGHWAY TRUST FUND EQUITY REGION FORMULA BY SUBMITTING YEARLY REPORTS DOCUMENTING ALLOCATIONS AND SPENDING BY EQUITY REGION, is read the first time and referred to the Committee on Transportation.

Committee Substitute for **S.B. 272,** A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITIES OF WILMINGTON AND

GREENVILLE, AND THE TOWNS OF HUNTERSVILLE AND MATTHEWS, TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, is read the first time and referred to the Committee on Judiciary IV.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 486**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES TO TRAILERS OWNED BY CHARITABLE ORGANIZATIONS AND USED ONLY IN PARADES AND TO CONSOLIDATE AND MODERNIZE THE STATUTES PROVIDING FOR PERMANENT REGISTRATION PLATES.

Representative Moore offers Amendment No. 1 which is adopted.

The bill, as amended, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allred, Arnold, Baddour, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Edwards, Ellis, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hill, Holmes, Horn, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Mitchell, Moore, Morris, Mosley, Neely, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 103.

Voting in the negative: Representative Baker.

Excused absences: Representatives Eddins, Hiatt, Miner, Sherrill, and Wood - 5.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Culpepper and without objection, **H.B. 219**, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTERS 54B AND 54C OF THE GENERAL STATUTES TO MAKE TECHNICAL CHANGES TO THE LAW GOVERNING STATE-CHARTERED SAVINGS AND LOAN ASSOCIATIONS AND SAVINGS BANKS AND TO INCREASE THE PERMITTED PERCENTAGE OF COMMERCIAL LOANS, is withdrawn from the Calendar and placed on the Calendar of April 7.

On motion of Representative Culpepper and without objection, Committee Substitute for **H.B. 328**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO CERTAIN CRIMINAL LAWS AND TO AMEND THE CRIMINAL PENALTIES FOR CERTAIN CRIMINAL LAWS AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, is withdrawn from the Calendar and placed on the Calendar of April 6.

CALENDAR (continued)

Committee Substitute for **H.B. 327**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF NORTH CAROLINA AQUARIUMS, RATHER THAN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO OPERATE OR CONTRACT FOR FOOD AND VENDING SERVICES AT THE NORTH CAROLINA AQUARIUMS, AND TO REQUIRE THE NET PROCEEDS OF THESE FOOD AND VENDING SERVICES TO BE CREDITED TO THE NORTH CAROLINA AQUARIUMS FUND.

Representative Arnold offers Amendment No. 1 which fails of adoption by electronic vote (40-67).

The Speaker's voting equipment malfunctions and his vote is changed from "aye" to "no". The adjusted vote total is (39-68).

The bill passes its third reading, by electronic vote (106-1), and is ordered sent to the Senate.

Committee Substitute for **H.B. 165**, A BILL TO BE ENTITLED AN ACT TO REENACT THE 1986 LAW PROVIDING FOR RISK-SHARING PLANS, TO AMEND THE IMMUNITY STATUTES FOR THE FAIR AND BEACH PLANS, AND TO MAKE A TECHNICAL AMENDMENT IN THE BEACH PLAN LAWS, passes its second reading, by electronic vote (106-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 304, A BILL TO BE ENTITLED AN ACT TO PROVIDE CRIMINAL PENALTIES FOR FRAUDULENT MISREPRESENTATION INVOLVING CHILD CARE SUBSIDIES AND TO PROVIDE COUNTIES A FINANCIAL INCENTIVE TO INVESTIGATE AND PURSUE FRAUD IN CHILD CARE PAYMENTS.

Representative Hackney offers Amendment No. 1 which is adopted by electronic vote (108-0).

The bill, as amended, passes its second reading by electronic vote (107-0).

Representative Hensley objects to the third reading. The bill remains on the Calendar.

House Committee Substitute for **S.B. 76**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF CRIMINAL STATISTICS TO COLLECT AND MAINTAIN STATISTICS ON TRAFFIC LAW ENFORCEMENT.

Representative Sutton offers Amendment No. 1 which is adopted by electronic vote (106-0).

The bill, as amended, passes its second reading by electronic vote (85-20).

Representative Daughtry objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 248**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES CONCERNING PRECINCT BOUNDARIES, passes its second reading, by electronic vote (101-0), and there being no objection is read a third time.

Representative McComas states that his voting equipment malfunctioned and he requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (102-0).

The bill passes its third reading and is ordered sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 239, A BILL TO BE ENTITLED AN ACT TO ALLOW PROPERTY TRANSFERS BETWEEN COMMUNITY COLLEGE BOARDS OF TRUSTEES AND COUNTIES FOR COMMUNITY COLLEGE PURPOSES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 275, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A ZERO UNEMPLOYMENT INSURANCE TAX RATE FOR MORE EMPLOYERS WITH POSITIVE EXPERIENCE RATINGS, BEGINNING JANUARY 1999, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

On motion of Representative Culpepper, seconded by Representative Arnold, the House adjourns at 1:03 p.m. to reconvene Monday, April 5, 1999, at 7:00 p.m.

THIRTY-NINTH DAY

HOUSE OF REPRESENTATIVES
Monday, April 5, 1999

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"Loving God, this weekend we celebrated Your power to make things new, be it a new destiny redeemed from slavery or new life redeemed from death. You offer us newness for our own life and challenge us to be instruments of newness in the lives of others. O Lord, by the mystery of Your grace and the power of Your spirit, make us agents of renewal. Forgive us for a complacency that looks at life as a series of inevitabilities. Inspire us to look beyond the haze of the obvious to the horizon of the what could be if we only trusted You. Put us at the frontiers of Your revelation. Let our work for the good of the State be informed by Your promise to make things new. Let our vision be guided by the possibilities that rest in Your love. Let our service be inspired by Your willingness to reach out to those who, by the world's standards are the least, the last and the lost. Come, O God, refresh, renew, and revitalize our service. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 1 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (89-0).

Leaves of absence are granted Representatives Brown, Carpenter, Culp, Dockham, Justus, Kinney, Luebke, Sutton, Teague, and Warner for today. Representative Preston is excused for a portion of the session.

ENROLLED BILL

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 501, AN ACT TO AMEND THE LAW REGARDING APPOINTMENTS AND COMPENSATION OF HOSPITAL AUTHORITIES IN CRAVEN COUNTY.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 560, AN ACT TO CLARIFY THAT MARKETS THAT SELL UNCOOKED CURED COUNTRY HAM OR UNCOOKED CURED SALTED PORK THAT INVOLVES CERTAIN MINIMAL PREPARATION ARE EXEMPT FROM REGULATION UNDER CHAPTER 130A OF THE GENERAL STATUTES WHEN THAT

MINIMAL PREPARATION IS THE ONLY ACTIVITY THAT WOULD SUBJECT THESE MARKETS TO SUCH REGULATION. (S.L. 1999-13)

S.B. 41, AN ACT TO REQUIRE THAT EVERY DWELLING UNIT LEASED AS RENTAL PROPERTY IN CERTAIN CITIES BE FURNISHED WITH A SOURCE OF HEAT. (S.L. 1999-14)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Miller and Allen, Chairs, for the Committee on Finance:

S.B. 269, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Buchanan and Saunders, Chairs, for the Committee on Transportation:

H.B. 247, A BILL TO BE ENTITLED AN ACT TO REGULATE FUNERAL PROCESSIONS AND TO CODIFY THE RULES OF THE ROAD WITH REGARD TO FUNERAL PROCESSIONS, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Hackney for the Committee on Judiciary I:

Committee Substitute for **H.B. 57**, A BILL TO BE ENTITLED AN ACT TO ENHANCE MOTOR VEHICLE OCCUPANT RESTRAINT SAFETY, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), the Committee Substitute Bill No. 2 is placed on the Calendar. The Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Capital:

H.B. 7, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RESTORATION OF THE WILKES COUNTY COURTHOUSE;

H.B. 8, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DEVELOPMENT OF THE COOLEEMEE TEXTILE HERITAGE HISTORIC SITE IN THE TOWN OF COOLEEMEE IN DAVIE COUNTY;

H.B. 11, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PURPOSE OF UNDERWRITING THE KITUWAH FESTIVAL;

H.B. 45, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A MARTIN LUTHER KING JR. AMPHITHEATER AND PARK IN CUMBERLAND COUNTY;

H.B. 58, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO KEYS COMMUNITY REHABILITATION PROGRAM, INC., FOR CAPITAL IMPROVEMENTS;

H.B. 61, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE STABILIZATION AND RENOVATION OF THE HISTORIC CAMDEN COUNTY COURTHOUSE;

H.B. 65, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF CHADBOURN FOR EMERGENCY WATER AND SEWER REPAIRS;

H.B. 75, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO GOLD HISTORY CORPORATION TO ASSIST WITH THE BICENTENNIAL DISCOVERY OF GOLD IN NORTH CAROLINA;

H.B. 79, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT AN ELEVATOR IN THE YMI CULTURAL CENTER IN THE CITY OF ASHEVILLE;

H.B. 91, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE STABILIZATION AND RENOVATION OF THE HISTORIC JACKSON COUNTY COURTHOUSE;

H.B. 107, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO NORTH CAROLINA INTERNATIONAL FOLK FESTIVAL, INC., FOR FOLKMOOT USA;

H.B. 108, A BILL TO BE ENTITLED AN ACT TO APPROPRAITE FUNDS TO RENOVATE THE POPLAR COMMUNITY BUILDING IN MITCHELL COUNTY;

H.B. 125, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF FAIRMONT FOR THE CONSTRUCTION OF A COMMUNITY BUILDING;

H.B. 126, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST THE TOWN OF MAXTON WITH ITS DOWNTOWN REVITALIZATION PROGRAM;

H.B. 147, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DUPLIN COUNTY CENTER FOR LEADERSHIP;

H.B. 151, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF DREXEL IN BURKE COUNTY FOR CONSTRUCTION OF PUBLIC FACILITIES ON THE TOWN'S FAIRGROUND PROPERTY;

H.B. 152, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO BURKE COUNTY FAIR, INC., FOR CONSTRUCTION OF PUBLIC FACILITIES ON THE COUNTY'S FAIRGROUND PROPERTY;

H.B. 224, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST AFRICAN AMERICAN ATELIER, INC., IN PROVIDING ITS ARTS PROGRAMS AND EXHIBITS TO THE CITIZENS IN THE GREENSBORO AREA;

H.B. 245, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RESTORATION OF THE HISTORIC WILLIAM

PENN HIGH SCHOOL AND AUDITORIUM FOR USE AS AN EDUCATION CENTER;

H.B. 249, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT THE PENLAND SCHOOL OF CRAFTS;

H.B. 284, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE ALLIANCE FOR LANGUAGE LEARNING'S FOREIGN LANGUAGE PROGRAMS IN NORTH CAROLINA;

H.B. 346, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE WAKE COUNTY DEPARTMENT OF LIBRARY TO ESTABLISH A LIBRARY IN THE TOWN OF MORRISVILLE;

H.B. 357, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST THE BRIDGES POINTE HOUSING CORPORATION COMPLETE ITS PLANNING PROCESS FOR ITS PROJECT AT THE DUKE-UNC SICKLE CELL CENTER;

H.B. 373, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DUPLIN COUNTY FOR THE AGRI-COMMUNITY CENTER;

H.B. 379, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE HIGHLAND SCHOOL OF TECHNOLOGY IN GASTON COUNTY;

H.B. 397, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RENOVATE THE WILSON OPPORTUNITIES INDUSTRIALIZATION CENTER'S FACILITY;

H.B. 401, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE MARTIN LUTHER KING PARK IN THE CITY OF ROCKY MOUNT;

H.B. 402, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE ROCKY MOUNT CHILDREN'S MUSEUM FOR CAPITAL IMPROVEMENTS;

H.B. 403, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE EXPANSION OF THE IMAGINATION STATION SCIENCE MUSEUM IN THE CITY OF WILSON;

H.B. 404, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO WILSON COUNTY FOR THE CONSTRUCTION OF THE TRIANGLE EAST BUSINESS EXPOSITION CENTER;

H.B. 423, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A VISITORS CENTER AT THE HISTORIC LATTA PLACE IN MECKLENBURG COUNTY;

H.B. 430, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AND DISPLAYS AT THE GRANVILLE COUNTY MUSEUM;

H.B. 465, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE PERSON COUNTY MUSEUM OF HISTORY FOR CAPITAL IMPROVEMENTS AND DISPLAYS;

H.B. 468, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ECONOMIC DEVELOPMENT IN JONES COUNTY;

H.B. 480, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RENOVATION OF FAITH HALL, A STATE HISTORIC SITE, AT BARBER-SCOTIA COLLEGE;

H.B. 484, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO L.I.F.E. CENTER FOR CONSTRUCTING A NEW FACILITY FOR ADULT DAY SERVICES;

H.B. 488, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO HAYWOOD COUNTY FOR CAPITAL IMPROVEMENTS TO THE HAYWOOD COUNTY AGRICULTURAL/ACTIVITIES CENTER;

H.B. 500, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE STABILIZATION AND RENOVATION OF THE HISTORIC POLK COUNTY COURTHOUSE;

H.B. 509, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO NORTH CAROLINA VETERANS ARCHIVES CENTER TO PURCHASE LAND FOR AND DEVELOP A VETERANS ARCHIVES CENTER IN THE TOWN OF DUNN;

H.B. 510, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO REPAIR AND RENOVATE THE GENERAL WILLIAM C. LEE MUSEUM IN HARNETT COUNTY;

H.B. 511, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF ERWIN TO DEVELOP A TEXTILE MUSEUM;

H.B. 513, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE ROBESON COUNTY AFRICAN-AMERICAN CULTURAL CENTER FOR REPAIRS AND RENOVATIONS AND ARCHITECTURAL DESIGN OF ITS CENTER;

H.B. 530, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO FAMILY & CHILDREN'S SERVICE OF GREATER GREENSBORO, INC., FOR THE CONSTRUCTION OR RENOVATION OF A NEW FACILITY FOR BATTERED WOMEN AND CHILDREN;

H.B. 535, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT THE JOHN C. CAMPBELL FOLK SCHOOL IN BRASSTOWN;

H.B. 583, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST THE ARTS CENTER IN THE TOWN OF CARRBORO WITH FACILITY REPAIRS;

H.B. 592, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF A NEW FORSYTH COUNTY JUVENILE DETENTION FACILITY;

H.B. 602, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE EDUCATION CENTER AT THE CONTEMPORARY ART MUSEUM IN THE CITY OF RALEIGH;

H.B. 622, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CITY OF GREENVILLE FOR CONSTRUCTING A CONVENTION CENTER;

H.B. 625, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ECONOMIC DEVELOPMENT IN DUPLIN COUNTY;

H.B. 645, A BILL TO BE ENTITLED AN ACT TO REIMBURSE CHATHAM COUNTY FOR ITS COSTS ASSOCIATED WITH SELECTING A SITE FOR A PROPOSED LOW-LEVEL RADIOACTIVE WASTE FACILITY;

H.B. 673, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PAMLICO COUNTY FIREMAN'S ASSOCIATION TO

CONSTRUCT A FIRE TRAINING TOWER AND GRADE ITS TRAINING GROUNDS;

H.B. 731, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A FACILITY AT THE EASTERN NORTH CAROLINA LIVESTOCK ARENA SITE;

H.B. 743, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN PURCHASING A NEW BUILDING TO RELOCATE THE ANGIER AREA PUBLIC LIBRARY;

H.B. 12, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS TO THE HIGHSMITH CENTER AT THE UNIVERSITY OF NORTH CAROLINA AT ASHEVILLE;

H.B. 13, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE SMALL BUSINESS CENTER AT ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE;

H.B. 15, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS TO THE HIGHSMITH CENTER AT THE UNIVERSITY OF NORTH CAROLINA AT ASHEVILLE;

H.B. 16, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES FOR THE CONTINUED CAPITAL DEVELOPMENT OF THE WESTERN NORTH CAROLINA AGRICULTURAL CENTER;

H.B. 64, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA MUSEUM OF FORESTRY;

H.B. 78, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RENOVATE THE OTEEN CENTER IN THE CITY OF ASHEVILLE TO PROVIDE A PERMANENT HEADQUARTERS FOR THE WESTERN OFFICE OF THE NORTH CAROLINA DIVISION OF ARCHIVES AND HISTORY AND STORAGE SPACE FOR REGIONAL RECORDS;

H.B. 80, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT THE WESTERN NORTH CAROLINA FARMERS MARKET;

H.B. 104, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR WATER AND SEWER PROJECTS ON THE CAMP BUTNER RESERVATION;

H.B. 113, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE THE CONSTRUCTION OF THE FINE AND PERFORMING ARTS CENTER AT WESTERN CAROLINA UNIVERSITY;

H.B. 116, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A GENERAL CLASSROOM AND LABORATORY BUILDING AT NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY;

H.B. 117, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY FOR LAND ACQUISITION;

H.B. 131, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A DIABETES CENTER AT EAST CAROLINA UNIVERSITY;

H.B. 132, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE VERNON JAMES RESEARCH AND EXTENSION CENTER;

H.B. 138, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW BUILDING AT BEAUFORT COUNTY COMMUNITY COLLEGE;

H.B. 140, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES FOR PLANNING AND INITIAL DEVELOPMENT OF A REGIONAL PUBLIC SAFETY TRAINING CENTER AT THE NORTH CAMPUS OF THE CAPE FEAR COMMUNITY COLLEGE;

H.B. 144, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RENOVATE AND REPAIR CAPE FEAR COMMUNITY COLLEGE'S DOCK FACILITY THAT SUPPORTS A RESEARCH VESSEL USED FOR THE COLLEGE'S MARINE TECHNOLOGY PROGRAM;

H.B. 159, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXPAND THE SCOTLAND COUNTY SATELLITE OF RICHMOND COMMUNITY COLLEGE;

H.B. 161, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES TO BE ALLOCATED TO THE WESTERN PIEDMONT COMMUNITY COLLEGE BOARD OF TRUSTEES TO ESTABLISH A MODEL EARLY CHILDHOOD EDUCATION CENTER FOR BURKE COUNTY;

H.B. 164, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE BEACH RENOURISHMENT FUND, TO ESTABLISH THE TRUSTEES OF THE FUND, TO RESERVE FIVE PERCENT OF THE UNRESERVED CREDIT BALANCE IN THE GENERAL FUND AT THE END OF EACH FISCAL YEAR TO THE BEACH RENOURISHMENT FUND, AND TO MAKE CONFORMING STATUTORY CHANGES;

H.B. 174, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A MULTIPURPOSE BUILDING AT THE STATE FAIRGROUNDS;

H.B. 188, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE SCIENCE AND TECHNOLOGY BUILDING AT EAST CAROLINA UNIVERSITY;

H.B. 191, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RENOVATE THE BACK SHOP AT THE NORTH CAROLINA TRANSPORTATION MUSEUM AT HISTORIC SPENCER SHOPS;

H.B. 194, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW HEADQUARTERS BUILDING AT THE JONES COUNTY FORESTRY HEADQUARTERS;

H.B. 195, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AN ADDITIONAL SITE OF THE NORTH CAROLINA INDIAN CULTURAL CENTER;

H.B. 246, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A FINE ARTS CLASSROOM BUILDING AT FAYETTEVILLE STATE UNIVERSITY;

H.B. 321, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES FOR

THE REHABILITATION OF THE THOMAS WOLFE MEMORIAL
STATE HISTORIC SITE;

H.B. 337, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES FOR THE CONSTRUCTION OF A NEW MOTOR FUELS LABORATORY;

H.B. 339, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DEVELOPMENT OF THE CENTER FOR ENVIRONMENTAL FARMING SYSTEMS AT THE CHERRY FARM UNIT;

H.B. 345, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES FOR HALIFAX COMMUNITY COLLEGE TO PURCHASE LAND;

H.B. 354, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES FOR A NEW BLACKBEARD HISTORICAL MUSEUM IN THE TOWN OF BATH;

H.B. 363, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE OFFICE OF JUVENILE JUSTICE FOR THE STONEWALL JACKSON SCHOOL;

H.B. 385, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CAPITAL AND OPERATIONAL COSTS OF ESTABLISHING THE MOUNTAIN ISLAND EDUCATIONAL STATE FOREST TO BE LOCATED IN LINCOLN AND GASTON COUNTIES;

H.B. 398, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT THE NORTH CAROLINA SPECIAL CARE CENTER IN WILSON COUNTY;

H.B. 399, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ALLOCATE FUNDS FOR CAPITAL IMPROVEMENTS AT THE NORTH CAROLINA SPECIAL CARE CENTER;

H.B. 400, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A FACILITY FOR USE AS A MAINTENANCE SHOP AND STORAGE BUILDING AT THE EASTERN NORTH CAROLINA SCHOOL FOR THE DEAF;

H.B. 405, A BILL TO BE ENTITLED AN ACT REQUIRING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ALLOCATE FUNDS FOR A MAINTENANCE SHOP AT THE NORTH CAROLINA SCHOOL FOR THE DEAF;

H.B. 407, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES FOR THE CONSTRUCTION OF A MANUFACTURING TECHNOLOGY/PLASTICS CENTER;

H.B. 463, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR A MAINTENANCE AND OPERATIONS FACILITY AT THE NORTH CAROLINA ARBORETUM;

H.B. 503, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES FOR PHASE II OF THE CATTLE AND LIVESTOCK EXPOSITION CENTER IN IREDELL COUNTY;

H.B. 659, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE FOR THE RENOVATION AND RESTORATION OF FERNIHURST CULINARY AND HOSPITALITY CENTER;

H.B. 682, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTING A NEW BUILDING ON THE CAMPUS OF JOHNSTON COMMUNITY COLLEGE;

H.B. 686, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT THE CENTRAL NORTH CAROLINA SCHOOL FOR THE DEAF;

H.B. 710, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A NEW CHEMISTRY BUILDING AT NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY;

H.B. 711, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE COMPLETION OF THE GENERAL CLASSROOM BUILDING AT NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY;

H.B. 712, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY FOR LAND ACQUISITION;

H.B. 753, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF THE REGIONAL CENTER FOR ECONOMIC, COMMUNITY AND PROFESSIONAL DEVELOPMENT AT THE UNIVERSITY OF NORTH CAROLINA AT PEMBROKE; and

H.B. 761, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES TO BE USED BY STANLY COMMUNITY COLLEGE TO CONSTRUCT A CAMPUS CENTER.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Education:

H.B. 2, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT THE EXCELLENT SCHOOLS ACT;

H.B. 6, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SCHOOL UTILITY COSTS;

H.B. 22, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPENSATE LOCAL GOVERNMENTS FOR ONE-HALF OF THE COST OF PUBLIC SCHOOL UTILITIES;

Committee Substitute for **H.B. 23,** A BILL TO BE ENTITLED AN ACT TO IMPROVE EDUCATIONAL OPPORTUNITIES FOR NORTH CAROLINIANS ATTENDING COMMUNITY COLLEGES AND TO APPROPRIATE FUNDS TO IMPLEMENT THE EDUCATION IMPROVEMENT PROGRAM;

H.B. 52, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR LOW-WEALTH SCHOOL SYSTEMS' SUPPLEMENTAL FUNDING;

H.B. 101, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ENABLE THE TEACCH PROGRAM TO PROVIDE SERVICES TO CHILDREN AND ADULTS WITH AUTISM AND OTHER COMMUNICATION HANDICAPS;

H.B. 148, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE NORTH CAROLINA GEOGRAPHIC ALLIANCE;

H.B. 192, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE FUNDING FOR CHILDREN WITH SPECIAL NEEDS;

H.B. 225, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AGRICULTURAL RESEARCH AND EXTENSION PROGRAMS AT NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY;

H.B. 250, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE MODEL TEACHER EDUCATION CONSORTIUM;

H.B. 308, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE FUNDS FOR COMMUNITY COLLEGE OPERATING COSTS;

H.B. 372, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR STUDENTS WITH LIMITED ENGLISH PROFICIENCY;

H.B. 374, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ENHANCE THE CHRISTMAS TREE INDUSTRY IN NORTH CAROLINA;

H.B. 396, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MAINTENANCE OF PLANT AT COMMUNITY COLLEGES;

H.B. 412, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE ADEQUATE FUNDING FOR MULTICAMPUS COMMUNITY COLLEGES;

H.B. 413, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A FIRE SAFETY ENGINEERING TECHNOLOGY PROGRAM AT UNC-CHARLOTTE;

H.B. 464, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR EXPANDED OPERATIONS AT THE NORTH CAROLINA ARBORETUM;

H.B. 475, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES FOR THE STAY SMART PROGRAM;

H.B. 479, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE TOBACCO SETTLEMENT FUNDS FOR UNIVERSITY-BASED RESEARCH ON ALTERNATIVES TO TOBACCO FOR FARMERS;

H.B. 483, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A CIVIC EDUCATION PROGRAM FOR MIDDLE SCHOOL CLASSES;

H.B. 485, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE ADDITIONAL DAYS OF INSTRUCTION FOR CHILDREN WHO RECEIVE LOW GRADES ON END-OF-GRADE OR END-OF-COURSE TESTS;

H.B. 502, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE ADDITIONAL TEACHERS FOR OCRACOKE SCHOOL;

H.B. 518, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE NEWLY CERTIFIED TEACHERS WITH ADDITIONAL WORKDAYS TO MEET THE REQUIREMENTS OF CONTINUING CERTIFICATION;

H.B. 538, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS;

H.B. 561, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO FACILITATE SCHOOL-BASED MANAGEMENT IN THE PUBLIC SCHOOLS;

H.B. 593, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE SALARIES OF SCHOOL CENTRAL OFFICE PERSONNEL;

H.B. 657, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CHILDREN WITH SPECIAL NEEDS WHO RESIDE IN GROUP OR THERAPEUTIC HOMES;

H.B. 695, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR COMMUNITY COLLEGES LOCATED IN LOW-WEALTH COUNTIES;

H.B. 696, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR UTILITY COSTS FOR COMMUNITY COLLEGES LOCATED IN LOW-WEALTH COUNTIES; and

H.B. 741, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR LOW-WEALTH SCHOOL SYSTEMS' SUPPLEMENTAL FUNDING.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Natural and Economic Resources:

H.B. 26, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR HOUSING FOR ELDERLY PERSONS;

H.B. 40, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A MULTIPURPOSE FORESTRY CENTER AT THE TURNBULL EDUCATIONAL STATE FOREST;

H.B. 90, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE LAND RECORDS MANAGEMENT PROGRAM FOR MATCHING GRANTS TO COMPLETE MAPPING PROJECTS IN EVERY COUNTY;

H.B. 177, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA TECHNOLOGICAL DEVELOPMENT AUTHORITY, INC.;

H.B. 189, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE ANNUAL FUNDING FOR THE TOURISM 2000 GROWTH INITIATIVE;

H.B. 203, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO PROVIDE BASE FUNDING FOR THE COLBURN GEM AND MINERAL MUSEUM IN THE CITY OF ASHEVILLE;

H.B. 279, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE EMPLOYMENT SECURITY COMMISSION FOR AUTOMATION NEEDS;

H.B. 305, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA AGRICULTURAL FINANCE AUTHORITY FOR THE RESERVE FOR FARM LOANS;

H.B. 311, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR INFORMATION TECHNOLOGY IMPROVEMENTS;

H.B. 335, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MEAT AND POULTRY TO AUTOMATE FIELD OPERATIONS FOR MEAT AND POULTRY INSPECTIONS AND FOR SALMONELLA TESTING;

H.B. 336, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES FOR THE CENTER FOR ENVIRONMENTAL FARMING SYSTEMS AT THE CHERRY FARM UNIT;

H.B. 338, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE GYPSY MOTH CONTROL PROGRAM IN THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES;

H.B. 340, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR INFORMATION TECHNOLOGY IMPROVEMENTS IN THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES;

H.B. 341, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR STRUCTURAL PEST PROGRAM IMPROVEMENTS;

H.B. 342, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR LP GAS INSPECTION;

H.B. 343, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PESTICIDE DISPOSAL ASSISTANCE FOR THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES;

H.B. 344, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR STAFF AND FOR THE COSTS OF OPERATING THE RESEARCH STATION OF THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES LOCATED IN OXFORD;

H.B. 347, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO FULLY FUND THE GRASSROOTS SCIENCE MUSEUM COLLABORATIVE TO ENHANCE STATE PROGRAMS IN SCIENCE AND ENVIRONMENTAL EDUCATION;

H.B. 370, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ELIMINATE STRAIGHT PIPING;

H.B. 432, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT AND NATURAL

RESOURCES FOR THE ALICE AYCOCK POE CENTER FOR HEALTH EDUCATION THROUGH THE GRASSROOTS SCIENCE PROGRAM;

H.B. 496, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE GOODNESS GROWS IN NORTH CAROLINA PROGRAM;

H.B. 497, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ASSISTANCE FOR SEAFOOD AND AQUACULTURE MARKETING;

H.B. 546, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA RURAL ECONOMIC DEVELOPMENT CENTER FOR THE ADMINISTRATION OF WATER AND WASTEWATER PROGRAMS UNDER THE 1998 CRITICAL NEEDS BOND ACT; and

H.B. 742, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO A NONREVERTING RESERVE FOR THE START-UP COSTS OF THE SOUTHERN DAIRY COMPACT COMMISSION AND THE INITIAL COSTS OF ADMINISTERING AND ENFORCING THE SOUTHERN DAIRY COMPACT AND TO PROVIDE FOR THE REPAYMENT OF THOSE FUNDS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on General Government:

H.B. 17, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SEXUAL ASSAULT PROGRAMS AND SEXUAL ASSAULT PREVENTION;

H.B. 55, A BILL TO BE ENTITLED AN ACT TO ADD FOUR NEW TAX ANALYSTS IN THE TAX RESEARCH DIVISION OF THE DEPARTMENT OF REVENUE;

H.B. 92, A BILL TO BE ENTITLED AN ACT TO INCREASE THE ALLOCATION TO EACH VETERANS' AFFAIRS OFFICE IN THE STATE;

H.B. 176, A BILL TO BE ENTITLED AN ACT TO MAKE APPROPRIATIONS TO THE STATE BOARD OF ELECTIONS TO IMPLEMENT NO-EXCUSE ABSENTEE VOTING;

H.B. 196, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE COMMISSION ON INDIAN AFFAIRS TO FUND THE COMMISSION'S STATE RECOGNITION PROCESS;

H.B. 197, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT THE COLLECTION OF NATIVE AMERICAN DATA ON ALL STATE LEVELS;

H.B. 213, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA HUMANITIES COUNCIL;

H.B. 318, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR DOMESTIC VIOLENCE PROGRAMS;

H.B. 386, A BILL TO BE ENTITLED AN ACT TO INCREASE THE VETERANS ALLOWANCE TO COUNTIES FOR VETERANS SERVICES AUTHORIZED TO BE PAID BY THE DIVISION OF VETERANS AFFAIRS;

H.B. 361, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES AND THE DEPARTMENT OF COMMUNITY COLLEGES TO JOINTLY FUND AND SPONSOR A NEW VISITING ARTISTS PROGRAM;

H.B. 452, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PURPOSE OF HONORING AND RECOGNIZING A CENTURY OF GOVERNMENT AND CIVIC LEADERSHIP BY NORTH CAROLINA WOMEN;

H.B. 527, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES TO SUPPORT THE NORTH CAROLINA ARTS COUNCIL;

H.B. 532, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE AVERASBORO BATTLEFIELD COMMISSION; and

H.B. 601, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE HISTORIC PRESERVATION FOUNDATION OF NORTH CAROLINA TO HELP EXPAND NORTH CAROLINA'S STATEWIDE REVOLVING FUND FOR HISTORIC PRESERVATION.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Justice and Public Safety:

H.B. 4, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT THE JUVENILE JUSTICE INITIATIVES ENACTED BY THE 1998 REGULAR SESSION OF THE 1997 GENERAL ASSEMBLY;

H.B. 106, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ESTABLISHMENT OF AN ADDITIONAL ASSISTANT DISTRICT ATTORNEY POSITION IN THE THIRTEENTH PROSECUTORIAL DISTRICT;

H.B. 427, A BILL TO BE ENTITLED AN ACT TO ADD TWO ASSISTANT DISTRICT ATTORNEYS TO THE 20TH PROSECUTORIAL DISTRICT;

H.B. 446, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA LEGAL EDUCATION ASSISTANCE FOUNDATION FOR ITS LOAN REPAYMENT ASSISTANCE PROGRAM FOR NORTH CAROLINA PUBLIC SERVICE ATTORNEYS;

H.B. 505, A BILL TO BE ENTITLED AN ACT TO CONTINUE THE OPERATION OF THE CUMBERLAND COUNTY JUVENILE ASSESSMENT CENTER PROJECT AND TO APPROPRIATE FUNDS FOR THAT PURPOSE;

H.B. 533, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO STUDY THE FEASIBILITY OF LOCATING A CLOSE CUSTODY PRISON FACILITY IN CLEVELAND COUNTY;

H.B. 603, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET ON BAD CHECK PILOT PROGRAMS AND TO ADD BRUNSWICK AND BLADEN COUNTIES TO THE BAD CHECK PILOT PROGRAM; and

H.B. 658, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT AND EXPAND THE WOMEN AT RISK PROGRAM.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Health and Human Services:

H.B. 3, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE SMART START PROGRAM;

H.B. 10, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BLUE RIDGE AREA MENTAL HEALTH CENTER TO INCREASE CONTRACTED BED UTILIZATION AT FIRST STEP FARM OF WESTERN NORTH CAROLINA, INC.;

H.B. 25, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE STATE ADULT DAY CARE PROGRAM;

H.B. 28, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ALZHEIMER'S ASSOCIATION CHAPTERS IN NORTH CAROLINA;

H.B. 47, A BILL TO BE ENTITLED AN ACT TO EXTEND THE LIFE OF THE HEART DISEASE AND STROKE PREVENTION TASK FORCE AND TO APPROPRIATE FUNDS FOR ITS WORK;

H.B. 49, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXPAND THE "TOUCHING THE LIVES OF CHILDREN " PROGRAM;

H.B. 59, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE USE OF FUNDS FOR ADULT SPECIAL ASSISTANCE FOR DEMONSTRATION PROJECT ON ALTERNATIVE LIVING ARRANGEMENTS;

H.B. 70, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR GENETIC HEALTH CARE SERVICES TO ASSIST IN THE PREVENTION OF INFANT MORTALITY AND OTHER DISEASES AND DISABILITIES RELATED TO GENETIC DISORDERS;

H.B. 99, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE AUTISM SOCIETY OF NORTH CAROLINA TO COMPLETE CAMP ROYALL;

H.B. 100, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE AUTISM SOCIETY OF NORTH CAROLINA'S PROGRAMS;

H.B. 141, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE EFFORTS FOR THE PREVENTION OF AIDS/HIV;

H.B. 167, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ADULT WORK ORDER DAY PROGRAM;

H.B. 257, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE ADDITIONAL STAFF TO COUNTY DEPARTMENTS OF SOCIAL SERVICES FOR ADULT PROTECTIVE SERVICES AND GUARDIANSHIP;

H.B. 599, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS FOR THE MATERNITY HOME FUND;

H.B. 643, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PRIVATE CHILD-CARING INSTITUTIONS;

H.B. 690, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE INVESTIGATIONS OF SUDDEN UNEXPECTED DEATHS OF INFANTS AND YOUNG CHILDREN;

H.B. 732, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A HOME- AND COMMUNITY-BASED MEDICAID WAIVER FOR PERSONS WITH TRAUMATIC BRAIN INJURY;

H.B. 733, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A NEUROBEHAVIORAL TREATMENT PROGRAM AT THE BLACK MOUNTAIN CENTER;

H.B. 747, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA FOOD BANKS; and

H.B. 750, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO STUDY THE FEASIBILITY OF IMPLEMENTING A 211 SYSTEM IN NORTH CAROLINA.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Culp and Gibson (Primary Sponsors); Barbee, Brubaker, Dockham, Gardner, Goodwin, Howard, and McCrary:

H.B. 901, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE YADKIN/PEE DEE LAKES PROJECT, is referred to the Committee on Appropriations.

By Representatives Alexander, Adams, Brown, Cansler, Church, Clary, Crawford, Earle, Hiatt, Insko, Luebke, McMahan, Mosley, Nye, Russell, Sherrill, Wainwright, and G. Wilson:

H.B. 902, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Alexander, Adams, Brown, Cansler, Church, Clary, Crawford, Earle, Hiatt, Insko, Luebke, McMahan, Mosley, Russell, Sherrill, Wainwright, and G. Wilson:

H.B. 903, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A FORMULA TO PROVIDE ONGOING FUNDING INCREASES TO COMMUNITY AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES PROGRAMS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Alexander, Adams, Brown, Cansler, Church, Clary, Crawford, Earle, Goodwin, Hiatt, Hurley, Insko, Luebke, McMahan, Mosley, Nye, Russell, Sherrill, Wainwright, and G. Wilson:

H.B. 904, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AREA MENTAL HEALTH PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Alexander, Adams, Brown, Cansler, Church, Clary, Earle, Hiatt, Luebke, Mosley, Russell, Sherrill, Wainwright, and G. Wilson:

H.B. 905, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ADDITIONAL DENTAL BENEFITS BE PROVIDED UNDER THE HEALTH INSURANCE PROGRAM FOR CHILDREN, is referred to the Committee on Health.

By Representatives Alexander, Brown, Cansler, Church, Earle, Gardner, Hiatt, Sherrill, Wainwright, and G. Wilson:

H.B. 906, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF PHARMACY TO ENTER INTO AGREEMENTS WITH PHARMACIST PEER REVIEW ORGANIZATIONS FOR IMPAIRED PHARMACISTS, is referred to the Committee on Health.

By Representatives Ramsey and Haire:

H.B. 907, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF A NEW BUILDING AT LAUREL ELEMENTARY SCHOOL IN MADISON COUNTY, is referred to the Committee on Appropriations.

By Representatives Gillespie, Baker, Buchanan, Capps, Culp, Eddins, Esposito, Gardner, Holmes, Howard, Kiser, McLawhorn, Melton, Mitchell, Morris, Neely, Owens, Preston, Rayfield, Setzer, Smith, Thomas, and Walend:

H.B. 908, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF ROBBERY WITH A CHEMICAL AGENT, is referred to the Committee on Judiciary III.

By Representative Mosley:

H.J.R. 909, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ALTERNATIVE METHODS FOR ENSURING LICENSURE COMPLIANCE BY LONG-TERM CARE FACILITIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Buchanan, Starnes, and Thompson:

H.B. 910, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS OF THE AMERICAN LEGION DYSART-KENDALL POST NO. 29 IN THE TOWN OF LENOIR, is referred to the Committee on Appropriations.

By Representatives Nye, Hiatt, Luebke, Mosley, and Wainwright:

H.B. 911, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE EXPANSION OF IN-HOME AND COMMUNITY-BASED SERVICES OF THE DIVISION OF AGING, is referred to the Committee on Appropriations.

By Representatives Arnold, Baker, Barbee, Berry, Brown, Capps, Clary, Creech, Culp, Davis, Esposito, Gillespie, Grady, Gray, Gulley, Howard, Justus, McCombs, Mitchell, Morris, Preston, Rayfield, Russell, Setzer, Sexton, Starnes, Teague, Thompson, Walend, and G. Wilson:

H.B. 912, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE TEACHER POSITIONS TO REDUCE CLASS SIZE IN THE THIRD GRADE, is referred to the Committee on Appropriations.

By Representatives Arnold, Baker, Barbee, Berry, Brown, Cansler, Capps, Clary, Creech, Culp, Davis, Esposito, Gillespie, Grady, Gray, Gulley, Hiatt, Hurley, Justus, Kiser, McCombs, Mitchell, Morris, Preston, Rayfield, Russell, Setzer, Sexton, Smith, Starnes, Teague, Thompson, Walend, and G. Wilson:

H.B. 913, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE SUBSTITUTE TEACHER PAY, is referred to the Committee on Appropriations.

By Representatives Arnold, Baker, Barbee, Brown, Cansler, Clary, Culp, Gulley, Hiatt, McCombs, Morris, Preston, Rayfield, Russell, Thompson, and G. Wilson:

H.B. 914, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE PRINCIPAL SALARIES, is referred to the Committee on Appropriations.

By Representatives Arnold, Baker, Barbee, Berry, Brown, Capps, Clary, Creech, Culp, Davis, Esposito, Gulley, Howard, Justus, Kiser, McCombs, Mitchell, Morris, Preston, Rayfield, Setzer, Sexton, Starnes, Teague, Thompson, Walend, and G. Wilson:

H.B. 915, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS TO LOCAL SCHOOL ADMINISTRATIVE UNITS TO MEET THE COSTS OF THE YEAR 2000 CONVERSION, is referred to the Committee on Appropriations.

By Representatives Arnold, Baker, Barbee, Berry, Brown, Cansler, Capps, Clary, Creech, Culp, Davis, Esposito, Grady, Gray, Gulley, Howard, Justus, Kiser, McCombs, Mitchell, Morris, Preston, Rayfield, Russell, Setzer, Sexton, Starnes, Teague, Thompson, Walend, and G. Wilson:

H.B. 916, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE STATE SCHOOL TECHNOLOGY FUND, is referred to the Committee on Appropriations.

By Representatives Arnold, Baker, Barbee, Berry, Brown, Cansler, Capps, Clary, Creech, Culp, Davis, Esposito, Grady, Gray, Gulley, Hiatt, Howard, Justus, Kiser, McCombs, Mitchell, Morris, Preston, Rayfield, Russell, Setzer, Sexton, Smith, Starnes, Teague, Thompson, Walend, and G. Wilson:

H.B. 917, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ALTERNATIVE SCHOOLS AND FOR AT-RISK STUDENTS, is referred to the Committee on Appropriations.

By Representatives McLawhorn, Alexander, Barefoot, Bonner, Bridgeman, Cole, Cox, Cunningham, Dedmon, Earle, Edwards, Fox, Gibson, Gillespie, Goodwin, Hackney, Haire, Hensley, Horn, Hurley, Insko, McComas, McCrary, McMahan, Melton, Michaux, Moore, Morris, Mosley, Oldham, Owens, Preston, Rayfield, Rogers, Russell, Saunders, Setzer, Smith, Sutton, Teague, Thomas, Thompson, Tolson, Tucker, Walend, Warner, Warren, Warwick, G. Wilson, Womble, Wright, and Yongue:

H.B. 918, A BILL TO BE ENTITLED AN ACT TO INCREASE THE DEATH BENEFIT FOR LAW ENFORCEMENT OFFICERS, FIREMEN, RESCUE SQUAD WORKERS, AND SENIOR CIVIL AIR PATROL MEMBERS KILLED IN THE LINE OF DUTY, is referred to the Committee on Ways and Means.

By Representatives Starnes, Cansler, Davis, Gillespie, Grady, Morris, and Sexton:

H.B. 919, A BILL TO BE ENTITLED AN ACT TO PROVIDE GOVERNMENTAL ACCOUNTABILITY AND PROTECTION TO THE TAXPAYERS BY LIMITING INCREASES IN THE GENERAL FUND BUDGET, REFORMING THE BUDGET PROCESS, ESTABLISHING AN EMERGENCY RESERVE TRUST FUND, AND PROHIBITING UNFUNDED STATE MANDATES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Starnes and Morris:

H.B. 920, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ENHANCED PUNISHMENT WHEN THE OFFENSE OF INJURY TO PREGNANT WOMAN BY VEHICLE IS COMMITTED, is referred to the Committee on Judiciary I.

By Representatives Baddour, Alexander, Barefoot, Bonner, Goodwin, Hurley, Insko, Luebke, and Wainwright:

H.B. 921, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE CAMPAIGN FINANCE LAWS, is referred to the Committee on Election Law and Campaign Finance Reform.

By Representative Hunter:

H.B. 922, A BILL TO BE ENTITLED AN ACT TO REGULATE THE USE OF AFTERMARKET PARTS IN THE REPAIR OF MOTOR VEHICLES, is referred to the Committee on Insurance.

By Representatives Baddour, Jeffus, Russell, and Sherrill (Primary Sponsors); Barefoot, Hurley, Mosley, and Wainwright:

H.B. 923, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE PERSONNEL ACT TO PROVIDE THAT COST-OF-LIVING ADJUSTMENTS ARE NOT AWARDED TO STATE EMPLOYEES INVOLVED IN THE FINAL STAGE OF THE DISCIPLINARY PROCEDURE AND TO PROVIDE THAT THE ADJUSTMENTS REFLECT INCREASES IN THE CONSUMER PRICE INDEX, is referred to the Committee on Ways and Means.

By Representatives Nesbitt and Neely (Primary Sponsors); Alexander, Baddour, Bridgeman, Buchanan, Cansler, Cole, Cunningham, Easterling, Esposito, Hackney, Hensley, Hill, Hurley, Insko, Kiser, Luebke, McMahan, Miller, Morris, Oldham, Owens, Redwine, Setzer, Sherrill, Teague, Thompson, Tucker, Wainwright, Walend, C. Wilson, and Womble:

H.B. 924, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COMMUNITY MEDIATION CENTERS, is referred to the Committee on Judiciary I.

By Representatives Nesbitt and Neely (Primary Sponsors); Alexander, Baddour, Bridgeman, Buchanan, Cansler, Cole, Cunningham, Easterling, Esposito, Hackney, Hensley, Hill, Hurley, Insko, Kiser, Luebke, McMahan, Miller, Morris, Oldham, Owens, Redwine, Setzer, Sherrill, Teague, Thompson, Tucker, Wainwright, Walend, C. Wilson, and Womble:

H.B. 925, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMMUNITY MEDIATION CENTERS ACROSS THE STATE, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 128**; A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW CONCERNING INTEREST ON MONEY JUDGMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, AND TO ALLOW INTEREST ON JUDGMENTS ON PENAL BONDS, is read the first time and referred to the Committee on Judiciary IV.

S.B. 160, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF NURSING TO ESTABLISH PROGRAMS TO AID THE REHABILITATION AND MONITORING OF NURSES WHO EXPERIENCE CERTAIN ADDICTIONS AND DISABILITIES, is read the first time and referred to the Committee on Health.

S.B. 178, A BILL TO BE ENTITLED AN ACT TO BE KNOWN AS THE NORTH CAROLINA UNIFORM PRUDENT INVESTOR ACT, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is read the first time and referred to the Committee on Judiciary IV.

S.B. 198, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE ISSUANCE OF A NEW ADULT CARE HOME LICENSE TO AN APPLICANT WHO WAS THE LICENSEE OR ADMINISTRATOR OF AN ADULT CARE HOME THE LICENSE OF WHICH HAD BEEN REVOKED OR DOWNGRADED TO PROVISIONAL STATUS OR AGAINST WHICH A TYPE A PENALTY HAD BEEN ASSESSED, is read the first time and referred to the Committee on Aging.

S.B. 273, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL FACILITIES AND PROVIDERS THAT DETECT, DIAGNOSE, OR TREAT CANCER PATIENTS TO REPORT CANCER CASES TO THE CANCER CONTROL REGISTRY, is read the first time and referred to the Committee on Public Health.

Committee Substitute for **S.B. 329**, A BILL TO BE ENTITLED AN ACT TO MAKE NORTH CAROLINA'S LAPSE STATUTE LESS RESTRICTIVE, is read the first time and referred to the Committee on Judiciary IV.

Committee Substitute for **S.B. 393**, A BILL TO BE ENTITLED AN ACT TO AMEND THE RULES OF CIVIL PROCEDURE TO REQUIRE BRIEFS AND MEMORANDA IN SUPPORT OF DISPOSITIVE MOTIONS TO BE SERVED UPON ALL PARTIES AND TO REQUIRE WRITTEN MOTIONS TO STATE THE GROUNDS FOR THE MOTION WITH PARTICULARITY, is read the first time and referred to the Committee on Judiciary I.

S.B. 414, A BILL TO BE ENTITLED AN ACT TO CLOSE A LOOPHOLE IN THE MINIMUM HOUSING STANDARDS ACT AS IT APPLIES TO MUNICIPALITIES LOCATED IN COUNTIES WITH POPULATIONS IN EXCESS OF FIFTY-EIGHT THOUSAND PEOPLE BY THE LAST CENSUS WHERE THE OWNER CAN AVOID ORDERS TO REPAIR, REMOVE, OR DEMOLISH A RENTAL UNIT BY SIMPLY CLOSING IT, is read the first time and referred to the Committee on Judiciary II.

CALENDAR

Action is taken on the following:

S.B. 300, A BILL TO BE ENTITLED AN ACT REPEALING THE TOWN OF CALABASH'S LIMITATIONS ON THE HEIGHT OF BUILDINGS, EXTENDING THE TOWN'S EXTRATERRITORIAL JURISDICTION, INCREASING THE NUMBER OF TOWN COMMISSIONERS, AND STAGGERING THE COMMISSIONERS' TERMS, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **H.B. 486,** A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES TO TRAILERS OWNED BY CHARITABLE ORGANIZATIONS AND USED ONLY IN PARADES AND TO CONSOLIDATE AND MODERNIZE THE STATUTES PROVIDING FOR PERMANENT REGISTRATION PLATES.

The bill, as amended, passes its third reading, by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Barbee, Barefoot, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Buchanan, Cansler, Capps, Church, Cole, Cox, Creech, Culpepper, Cunningham, Daughtry, Davis, Dedmon, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Kiser, McComas, McCombs, McCrary, McLawhorn, Melton, Michaux, Miller, Mitchell, Moore, Morris, Mosley, Neely, Nesbitt, Nye, Oldham, Owens, Ramsey, Rayfield, Redwine, Rogers, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warren, Warwick, C. Wilson, G. Wilson, Wright, and Yongue - 93.

Voting in the negative: Representatives Baker and Decker - 2.

Excused absences: Representatives Brown, Carpenter, Culp, Dockham, Justus, Kinney, Luebke, Preston, Sutton, Teague, and Warner - 11.

Representative Preston requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (94-2).

H.B. 304, A BILL TO BE ENTITLED AN ACT TO PROVIDE CRIMINAL PENALTIES FOR FRAUDULENT MISREPRESENTATION INVOLVING CHILD CARE SUBSIDIES AND TO PROVIDE COUNTIES A FINANCIAL INCENTIVE TO INVESTIGATE AND PURSUE FRAUD IN CHILD CARE PAYMENTS.

On motion of Representative Earle and without objection, the bill is withdrawn from the Calendar, ordered engrossed, and re-referred to the Committee on Judiciary IV.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Yongue and without objection, House Committee Substitute for **S.B. 76, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF CRIMINAL STATISTICS TO COLLECT AND MAINTAIN STATISTICS ON TRAFFIC LAW ENFORCEMENT**, is withdrawn from the Calendar and placed on the Calendar of April 7.

INTRODUCTION OF PAGES

Pages for the week of April 5 are introduced to the membership. They are: William Adams of New Hanover; Stephanie Asbury of Wake; Montrell Brown of Wake; Kymberly Foster of Cumberland; Delmonte Jefferson, Jr. of Johnston; Lily Jeng of Wake; Elizabeth Johnson of Cumberland; Jonathan Kappler of Wake; Cyrus Luhr of Wake; Elizabeth McConville of Wake; Afton Mosley of Wake; Brandon Mosley of Wake; Brandon Randolph of Yancey; Janet Reinhardt of Catawba; Carl Rush of Lee; Elesha Speight of Wake; Barry Storick of Mecklenburg; Karina Sturdivant of Wake; Gerrimy Tann of Wake; and Patricia Williams of Pitt.

On motion of Representative Culpepper, seconded by Representative Rayfield, the House adjourns at 7:23 p.m. to reconvene April 6 at 1:30 p.m.

FORTIETH DAY**HOUSE OF REPRESENTATIVES**

Tuesday, April 6, 1999

The House meets at 1:30 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Angela Cook, Raleigh, North Carolina.

"Almighty God, Governor and Ruler of all creation,
Your glory shines throughout life.

In humble thanks we commend our State and its leaders to Your care.

Be with us and guide us as decisions are made, issues are discussed,
and the best interests of Your people and Your world
are kept in perspective.

Help us to know Your will and to be slow to anger
and quick to show compassion not only to friends,
but also to those with whom we do not agree.

"Great and righteous are You who rules the nations.

Today we are especially mindful of those brave souls
who risk themselves in battle for their country.

Each one of our lives is touched as we know that young men and women
from this State and throughout the nation are far from home
defending the lives and rights of people they have never seen before
but who are Your children, O God.

Give these men and women compassion for enemies
who also fight for patriotic causes.

Keep our sons and daughters from hate that hardens,
or from keeping score with human lives.

Though they must be at war,
let them live for peace.

Encourage them as they encourage one another,
and let nothing separate them or us from our devotion to You our Lord.
Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 5 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (100-0).

Leaves of absence are granted Representatives Carpenter, Justus, Luebke, Teague, and Wood for today.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 51, AN ACT TO AMEND THE LAW GOVERNING HIGHWAY SMALL PROJECT BIDDING.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 300, AN ACT REPEALING THE TOWN OF CALABASH'S LIMITATIONS ON THE HEIGHT OF BUILDINGS, EXTENDING THE TOWN'S EXTRATERRITORIAL JURISDICTION, INCREASING THE NUMBER OF TOWN COMMISSIONERS, AND STAGGERING THE COMMISSIONERS' TERMS.

CHAPTERED BILL

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 501, AN ACT TO AMEND THE LAW REGARDING APPOINTMENTS AND COMPENSATION OF HOSPITAL AUTHORITIES IN CRAVEN COUNTY. (S.L. 1999-15)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Dedmon for the Committee on Local Government I:

H.B. 570, A BILL TO BE ENTITLED AN ACT TO REMOVE THE TOWN OF CAROLINA SHORES FROM THE 201 PLANNING AREA IN BRUNSWICK COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 8.

H.B. 597, A BILL TO BE ENTITLED AN ACT TO ALLOW MECKLENBURG COUNTY TO CONTINUE TO LEVY STORMWATER

FEES IF REVENUE BONDS HAVE BEEN ISSUED AND ARE OUTSTANDING, with a favorable report.

On motion of the Chair, pursuant to Rule 32, the bill is sequentially re-referred to the Committee on Finance.

H.B. 649, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE SPEED ZONE IN HOLDEN BEACH, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 8.

H.B. 728, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF GREENVILLE TO REQUIRE FIRE ALARM SYSTEMS IN FRATERNITY AND SORORITY HOUSES WITHIN THE CITY AND THE CITY'S EXTRATERRITORIAL PLANNING JURISDICTION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 8.

H.B. 738, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF NONCONTIGUOUS AREAS BY THE CITY OF GREENVILLE, with a favorable report.

On motion of the Chair, pursuant to Rule 38, the bill is re-referred to the Committee on Finance.

By Representative Hackney for the Committee on Judiciary I:

H.B. 660, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF COLLECTION AGENCY SO THAT THE IV-D CHILD ENFORCEMENT PROGRAM IS REGULATED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 8.

H.B. 661, A BILL TO BE ENTITLED AN ACT TO AMEND THE JUVENILE CODE TO REVISE THE COMMUNITY SERVICE DISPOSITIONAL ALTERNATIVE FOR JUVENILE OFFENDERS WHO HAVE BEEN ADJUDICATED DELINQUENT FOR LEVEL 2 OFFENSES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 7.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Hardaway, Hurley, Morris, Redwine, Wainwright, and Wright:

H.B. 926, A BILL TO BE ENTITLED AN ACT TO TRANSFER CERTAIN FUNDS APPROPRIATED FOR THE 1998-99 FISCAL YEAR FROM THE DEPARTMENT OF COMMERCE TO THE HOUSING FINANCE AGENCY FOR THE HOUSING TRUST FUND, is referred to the Committee on Appropriations.

By Representatives Thompson, Gillespie, and Mosley:

H.B. 927, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SENIOR CENTERS TO HIRE COORDINATORS OF VOLUNTEER ACTIVITIES, is referred to the Committee on Appropriations.

By Representative Thompson:

H.B. 928, A BILL TO BE ENTITLED AN ACT TO ESTABLISH FLUORIDE LIMITATIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Mosley, Alexander, Hurley, and Melton:

H.B. 929, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MOBILE HEALTH SERVICES, is referred to the Committee on Appropriations.

By Representative Goodwin:

H.B. 930, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO MAKE CONSISTENT THE QUALIFICATIONS FOR ELECTIVE OFFICE SO THAT QUALIFIED VOTERS UNDER TWENTY-ONE MAY SERVE UNLESS THE CONSTITUTION OTHERWISE PROHIBITS, is referred to the Committee on Election Law and Campaign Finance Reform.

By Representative Smith:

H.B. 931, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ONSLOW COUNTY FOR REPAIR AND RENOVATION OF

THE HISTORIC YOPP HOUSE, is referred to the Committee on Appropriations.

By Representative Smith:

H.B. 932, A BILL TO BE ENTITLED AN ACT TO CHANGE THE LAW REGARDING REAL PROPERTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Smith:

H.B. 933, A BILL TO BE ENTITLED AN ACT TO CHANGE THE LAW REGARDING CEMETERIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Easterling, Alexander, Boyd-McIntyre, Cunningham, Esposito, Luebke, Morris, Mosley, Sexton, Sherrill, Wainwright, and Wright:

H.B. 934, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE DOMESTIC VIOLENCE COMMISSION AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, is referred to the Committee on Rules, Calendar, and Operations of the House and, if favorable, to the Committee on Appropriations.

By Representatives Easterling, Alexander, Barefoot, Cunningham, Hackney, Insko, Luebke, Wainwright, and Wright:

H.B. 935, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A BUILDING TO SUPPORT THE ACTIVITIES OF THE FRANK PORTER GRAHAM CHILD DEVELOPMENT CENTER, is referred to the Committee on Appropriations.

By Representatives Easterling and Redwine (Primary Sponsors); Alexander, Boyd-McIntyre, Cunningham, Goodwin, Hurley, Jarrell, Jeffus, Luebke, McAllister, Morris, Mosley, Sexton, Sherrill, Wainwright, and Wright:

H.B. 936, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA VICTIMS ASSISTANCE NETWORK TO EXPAND SERVICES PROVIDED BY THE NETWORK AND HIRE ADDITIONAL PERSONNEL, is referred to the Committee on Appropriations.

By Representative Gray:

H.B. 937, A BILL TO BE ENTITLED AN ACT TO AMEND THE REGIONAL TRANSPORTATION AUTHORITY ACT CONCERNING JURISDICTION OF THE ENTIRE AREA OF THE COUNTY IN CERTAIN CIRCUMSTANCES, is referred to the Committee on Transportation.

By Representatives Sexton and Moore (Primary Sponsors); Allen, Allred, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Justus, Kiser, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Mitchell, Morris, Mosley, Neely, Nye, Owens, Preston, Rayfield, Redwine, Russell, Saunders, Setzer, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue:

H.B. 938, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ONLY THE STATE MAY BRING CERTAIN CIVIL ACTIONS AGAINST FIREARMS OR AMMUNITION MARKETERS, MANUFACTURERS, DISTRIBUTORS, DEALERS, SELLERS, OR TRADE ASSOCIATIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 181, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF DALLAS AND THE TOWN OF TABOR CITY TO ENACT A PROPERTY MAINTENANCE ORDINANCE AND TO ASSESS CERTAIN COSTS OF ENFORCEMENT AS A LIEN AGAINST THE PROPERTY, is read the first time and referred to the Committee on Local Government I.

S.B. 194, A BILL TO BE ENTITLED AN ACT TO CREATE THE NURSE LICENSURE COMPACT, is read the first time and referred to the Committee on Health.

Committee Substitute for **S.B. 255**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE STATE LAW REQUIRING STATE AGENCIES TO REDUCE THE NUMBER OF MENUS ON AUTOMATED PHONE

SYSTEMS AND TO REQUIRE STATE AGENCIES TO REPORT ON THEIR COMPLIANCE WITH THAT LAW, AND TO REQUIRE ALL STATE AGENCIES TO INCLUDE THE AGENCY TELEPHONE NUMBER ON AGENCY LETTERHEAD, is read the first time and referred to the Committee on Ways and Means.

CALENDAR

Action is taken on the following:

H.R. 451, A HOUSE RESOLUTION HONORING RICHARD C. HOFFMAN FOR WHOM THE TOWN OF HOFFMAN IS NAMED ON THE ONE HUNDREDTH ANNIVERSARY OF THE TOWN.

The resolution is adopted by electronic vote (108-0) and ordered printed.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Culpepper and without objection, Committee Substitute for **S.B. 289**, A BILL TO BE ENTITLED AN ACT TO NAME THE NORTH CAROLINA CHILDREN'S VISION SCREENING IMPROVEMENT PROGRAM IN HONOR OF KENNETH C. ROYALL, JR., is withdrawn from the Calendar and placed on the Calendar of April 12.

CALENDAR (continued)

Committee Substitute for **H.B. 328**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO CERTAIN CRIMINAL LAWS AND TO AMEND THE CRIMINAL PENALTIES FOR CERTAIN CRIMINAL LAWS AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION, passes its second reading by electronic vote (108-0).

Representative Allred objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 652**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEMBERSHIP OF THE BOARD OF DIRECTORS OF THE ROANOKE ISLAND HISTORICAL ASSOCIATION, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

Representative Rayfield requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (111-0).

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Culpepper and without objection, Committee Substitute for **S.B. 289**, A BILL TO BE ENTITLED AN ACT TO NAME THE NORTH CAROLINA CHILDREN'S VISION SCREENING IMPROVEMENT PROGRAM IN HONOR OF KENNETH C. ROYALL, JR., is withdrawn from the Calendar of April 12 and placed on the Calendar of April 7.

On motion of Representative Culpepper, seconded by Representative Arnold, the House adjourns at 2:05 p.m. to reconvene April 7 at 4:00 p.m.

FORTY-FIRST DAY

HOUSE OF REPRESENTATIVES

Wednesday, April 7, 1999

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Moore.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 6 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (104-0).

Leaves of absence are granted Representatives Carpenter, Haire, Justus, Luebke, and C. Wilson for today. Representatives Gibson and Wainwright are excused for a portion of the session.

THE RECEIVING OF PETITIONS, MEMORIALS AND PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR TO THE HOUSE

**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
RALEIGH 27603-8001**

April 6, 1999

The Honorable Jim Black
Speaker of the House
2304 Legislative Building
Raleigh, North Carolina 27601
Dear Mr. Speaker:

Pursuant to General Statute 62-10, I hereby appoint Samuel James Ervin, IV to serve as a member of the North Carolina Utilities Commission and submit his name for confirmation by the North Carolina General Assembly. Mr. Ervin's term will begin July 1, 1999 and will expire July 1, 2007.

Enclosed is biographical information on Mr. Ervin. Please feel free to call on him or members of my staff if you need additional information.

My warmest personal regards.

Sincerely,
S/James B. Hunt, Jr.
Governor

The Speaker refers the letter to the Committee on Public Utilities.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 197, AN ACT TO MODIFY THE GENERAL STATUTES TO IMPLEMENT CERTAIN RECOMMENDATIONS OF THE GOVERNOR'S TASK FORCE ON DOMESTIC VIOLENCE.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 50, AN ACT TO AUTHORIZE THE CITY OF FAYETTEVILLE TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION.

H.B. 153, AN ACT TO CHANGE THE FILING PERIOD FOR THE HOKE COUNTY BOARD OF EDUCATION.

CHAPTERED BILL

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 300, AN ACT REPEALING THE TOWN OF CALABASH'S LIMITATIONS ON THE HEIGHT OF BUILDINGS, EXTENDING THE TOWN'S EXTRATERRITORIAL JURISDICTION, INCREASING THE NUMBER OF TOWN COMMISSIONERS, AND STAGGERING THE COMMISSIONERS' TERMS. (S.L. 1999-16)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Baddour for the Committee on Judiciary IV:

H.B. 303, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS RELATING TO COMMERCIAL VEHICLE HIGHWAY SAFETY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 13. The original bill is placed on the Unfavorable Calendar.

By Representatives Yongue and Warner, Chairs, for the Committee on Education:

H.B. 477, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ESTABLISHMENT OF CAMPUS LAW ENFORCEMENT AGENCIES AT CONSTITUENT INSTITUTIONS OF THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary IV.

The committee substitute bill is re-referred to the Committee on Judiciary IV. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 225**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING CERTIFICATION OF ASSISTANT PRINCIPALS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of April 13. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Gulley for the Committee on Wildlife Resources:

H.B. 237, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEE PAID TO AGENTS OF THE WILDLIFE RESOURCES COMMISSION TO AWARD CERTIFICATES OF BOAT NUMBER OR OTHER VESSEL TRANSACTION AND TO AMEND THE DUTIES OF THE WILDLIFE RESOURCES COMMISSION WITH REGARD TO THE APPOINTMENT OF AGENTS FOR THE ISSUANCE OF BOAT NUMBERS, TO RAISE THE REPORTING REQUIREMENT FOR BOATING ACCIDENTS TO DAMAGES IN EXCESS OF FIVE HUNDRED DOLLARS, AND TO REPEAL THE LAW REQUIRING PERMITS FROM THE WILDLIFE RESOURCES COMMISSION TO HOLD REGATTAS AND OTHER EVENTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 531, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING IN LEE COUNTY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 13. The original bill is placed on the Unfavorable Calendar.

H.B. 541, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT TROT LINES, BUOY SETS, AND SET HOOKS ARE SPECIAL FISHING DEVICES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Braswell for the Committee on Judiciary II:

H.B. 478, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF THREATENING JUDGES, DISTRICT ATTORNEYS, AND OTHER COURT OFFICERS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 13. The original bill is placed on the Unfavorable Calendar.

H.B. 493, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE CIVIL ACTIONS OF ALIENATION OF AFFECTION AND CRIMINAL CONVERSATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 13.

By Representative Jarrell for the Committee on Local Government II:

H.B. 119, A BILL TO BE ENTITLED AN ACT TO ALLOW CITIES AND COUNTIES TO EXERCISE THE POWER OF EMINENT DOMAIN FOR ECONOMIC DEVELOPMENT PURPOSES, reported without prejudice and recommendation that the bill be re-referred to the Committee on Economic Growth and Community Development.

The bill is re-referred to the Committee on Economic Growth and Community Development.

H.B. 504, A BILL TO BE ENTITLED AN ACT RELATING TO THE ADOPTION OF PLANNING, ZONING, AND SUBDIVISION ORDINANCES IN CARTERET COUNTY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

On motion of the Chair and pursuant to Rule 38(b), the committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 587, A BILL TO BE ENTITLED AN ACT TO INCREASE THE INFORMAL BID LIMITS RELATING TO THE LETTING OF PURCHASE CONTRACTS BY THE CITY OF GREENSBORO, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 13.

H.B. 615, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF ELIZABETH CITY TO REGULATE THE OPERATION OF VESSELS WITHIN THE CITY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 13.

H.B. 637, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE SPEED ZONE IN COINJOCK CANAL IN CURRITUCK COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 13.

By Representatives McAllister and Edwards, Chairs, for the Committee on Public Health:

H.B. 595, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN DOG OWNERS TO ADMINISTER THE RABIES VACCINE TO THEIR OWN DOGS, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Goodwin and Sutton:

H.B. 939, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT THAT MAY BE IN CONTROVERSY IN SMALL CLAIMS COURT, is referred to the Committee on Judiciary III.

By Representatives Hardaway, Allen, Baddour, Barefoot, Bonner, Braswell, Crawford, Culpepper, Fitch, Goodwin, Hackney, Haire, McLawhorn, Melton, Morris, Owens, Ramsey, Redwine, Rogers, Sutton, Tolson, Tucker, Wainwright, Walend, Warren, Womble, and Yongue:

H.B. 940, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO TRANSFER CREDITABLE SERVICE FROM THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representatives Crawford, McMahan, and Mitchell:

H.B. 941, A BILL TO BE ENTITLED AN ACT TO DIRECT CERTAIN METROPOLITAN PLANNING ORGANIZATIONS AND THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF ESTABLISHING DEMONSTRATION TOLL ROADS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Goodwin:

H.B. 942, A BILL TO BE ENTITLED AN ACT TO PROVIDE PROTECTION FOR YOUTHS IN THE ENTERTAINMENT INDUSTRY, is referred to the Committee on Ways and Means.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 18,** A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF CARTHAGE, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 95,** A BILL TO BE ENTITLED AN ACT TO MODIFY THE ELIGIBILITY REQUIREMENTS FOR MEMBERSHIP ON THE STATE BOARD OF COMMUNITY COLLEGES AND FOR MEMBERSHIP ON THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, is read the first time and referred to the Committee on Education.

Committee Substitute for **S.B. 293,** A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET FROM AN ACT PROVIDING FOR REIMBURSEMENT BY HEALTH INSURERS FOR SERVICES PROVIDED BY FEE-BASED PRACTICING PASTORAL COUNSELORS, is read the first time and referred to the Committee on Insurance.

Committee Substitute for **S.B. 335,** A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING REDUCTION OR CONTINUATION OF A TEACHER'S BONUS, AS IT APPLIES TO THE CHARLOTTE-MECKLENBURG COUNTY SCHOOL ADMINISTRATIVE UNIT, is read the first time and referred to the Committee on Local Government I.

S.B. 394, A BILL TO BE ENTITLED AN ACT TO ALLOW PREMIUMS FOR AUTOMOBILE AND PROPERTY AND CASUALTY INSURANCE COVERAGE TO BE PAID BY CREDIT CARD, is read the first time and referred to the Committee on Insurance.

S.B. 436, A BILL TO BE ENTITLED AN ACT TO RATIFY, APPROVE, CONFIRM, AND VALIDATE CERTAIN BOND REFERENDA OF UNITS OF LOCAL GOVERNMENT HELD IN CONNECTION WITH THE AUTHORIZATION OF BONDS OF THOSE UNITS, is read the first time and referred to the Committee on Finance.

S.B. 525, A BILL TO BE ENTITLED AN ACT TO ALLOW NON-UNITED STATES CITIZENS WHO ARE RESIDENTS OF NORTH CAROLINA TO SERVE AS PERSONAL REPRESENTATIVES IN THE ADMINISTRATION OF ESTATES, is read the first time and referred to the Committee on Judiciary II.

CALENDAR

Action is taken on the following:

On motion of the Chair and without objection, Rule 5(10) is suspended and **S.B. 289**, A BILL TO BE ENTITLED AN ACT TO NAME THE NORTH CAROLINA CHILDREN'S VISION SCREENING IMPROVEMENT PROGRAM IN HONOR OF KENNETH C. ROYALL, JR., is moved up on today's Calendar.

The bill passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Committee Substitute for **S.B. 270**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO PROVIDE FOR VOLUNTARY ANNEXATION OF PROPERTY SUBJECT TO PRESENT-USE VALUE APPRAISAL, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Esposito, Fitch, Fox, Gardner, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Kinney, Kiser, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Neely, Nesbitt, Nye, Oldham,

Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Teague, Thomas, Thompson, Tolson, Tucker, Walend, Warner, Warren, G. Wilson, Womble, Wood, Wright, and Yongue - 109.

Voting in the negative: None.

Excused absences: Representatives Carpenter, Gibson, Haire, Justus, Luebke, Wainwright, and C. Wilson - 7.

House Committee Substitute for **S.B. 269**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Kinney, Kiser, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Neely, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Teague, Thomas, Thompson, Tolson, Tucker, Walend, Warner, Warren, G. Wilson, Womble, Wood, Wright, and Yongue - 108.

Voting in the negative: None.

Excused absences: Representatives Carpenter, Gibson, Haire, Justus, Luebke, Wainwright, and C. Wilson - 7.

H.B. 262, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO CUSTODY OF ABUSED, NEGLECTED, OR DEPENDENT JUVENILES IN THE CUSTODY OR AUTHORITY OF THE COUNTY DEPARTMENTS OF SOCIAL SERVICES.

Representative Culpepper offers Amendment No. 1 which is adopted by electronic vote (108-0).

The bill, as amended, passes its third reading, by electronic vote (109-0), and is ordered engrossed and sent to the Senate.

House Committee Substitute for **S.B. 76**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF CRIMINAL STATISTICS TO COLLECT AND MAINTAIN STATISTICS ON TRAFFIC LAW ENFORCEMENT.

Representative Capps offers Amendment No. 2 which fails of adoption by electronic vote (40-67).

Representative Ellis offers Amendment No. 3 which fails of adoption by electronic vote (39-67).

Representative Capps offers Amendment No. 4 which fails of adoption by electronic vote (38-70).

The bill, as amended, passes its third reading, by electronic vote (77-33), and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **H.B. 328**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO CERTAIN CRIMINAL LAWS AND TO AMEND THE CRIMINAL PENALTIES FOR CERTAIN CRIMINAL LAWS AS RECOMMENDED BY THE NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION.

Representative Allred offers Amendment No. 1 which fails of adoption by electronic vote (20-87).

The bill, as amended, passes its third reading, by electronic vote (105-0), and is ordered sent to the Senate.

H.B. 219, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTERS 54B AND 54C OF THE GENERAL STATUTES TO MAKE TECHNICAL CHANGES TO THE LAW GOVERNING STATE-CHARTERED SAVINGS AND LOAN ASSOCIATIONS AND SAVINGS BANKS AND TO INCREASE THE PERMITTED PERCENTAGE OF COMMERCIAL LOANS, passes its second reading by electronic vote (106-1).

Representative Allred objects to the third reading. The bill remains on the Calendar.

Pursuant to Rule 36(b), the following bill was withdrawn from the Calendar of April 5 and appears on today's Calendar.

House Committee Substitute for **S.B. 310**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TIME FOR GIVING NOTICE OF APPEAL IN CASES OF TERMINATION OF PARENTAL RIGHTS AND EMANCIPATION AND IN HEARINGS TO TRANSFER A JUVENILE TO SUPERIOR COURT SHALL BE TEN DAYS AFTER ENTRY OF THE ORDER RATHER THAN TEN DAYS AFTER THE DATE OF THE HEARING, AND TO PROVIDE THAT THE TIME FOR ACTION ON REMAND FOLLOWING COURT REVIEW OF ANNEXATION ORDINANCES SHALL BE NINETY DAYS FROM THE ENTRY OF THE ORDER, passes its second reading by electronic vote (106-0).

Representative Braswell objects to the third reading. The bill remains on the Calendar.

Pursuant to Rule 36(b), the following bill was withdrawn from the Calendar of April 5 and appears on today's Calendar.

S.B. 27, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION AGAINST THE DEPARTMENT OF TRANSPORTATION USING BERMUDA GRASS ALONG CERTAIN ROADS.

On motion of the Chair, the bill is temporarily displaced.

Pursuant to Rule 36(b), the following bill was withdrawn from the Calendar of April 5 and appears on today's Calendar.

S.B. 311, A BILL TO BE ENTITLED AN ACT TO MODIFY RULE 4 OF THE RULES OF CIVIL PROCEDURE TO EXTEND THE LENGTH OF THE LIFE OF A SUMMONS AND TO ABOLISH ENDORSEMENT AS A MEANS OF REVIVING A SUMMONS, passes its second reading by electronic vote (99-7).

Representative Braswell objects to the third reading. The bill remains on the Calendar.

S.B. 27, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION AGAINST THE DEPARTMENT OF TRANSPORTATION USING BERMUDA GRASS ALONG CERTAIN ROADS, which was temporarily displaced, is before the Body.

The bill passes its second reading by electronic vote (95-12).

Representative Arnold objects to the third reading. The bill remains on the Calendar.

H.B. 661, A BILL TO BE ENTITLED AN ACT TO AMEND THE JUVENILE CODE TO REVISE THE COMMUNITY SERVICE DISPOSITIONAL ALTERNATIVE FOR JUVENILE OFFENDERS WHO HAVE BEEN ADJUDICATED DELINQUENT FOR LEVEL 2 OFFENSES, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

RE-REFERRALS

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 95**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CONSUMER FINANCE ACT TO INCREASE THE AMOUNT OF LOANABLE ASSETS REQUIRED BEFORE AN ENTITY IS LICENSED TO ENGAGE IN BUSINESS IN THE STATE, TO REVISE THE AMOUNT OF, AND MAXIMUM RATE OF INTEREST FOR, SMALL LOANS, TO ESTABLISH A LOAN PROCESSING FEE FOR CERTAIN LOANS, TO REPEAL OBSOLETE PROVISIONS OF LAW, AND TO MAKE CONFORMING CHANGES, is withdrawn from the Committee on Finance and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 247**, A BILL TO BE ENTITLED AN ACT TO REGULATE FUNERAL PROCESSIONS AND TO CODIFY THE RULES OF THE ROAD WITH REGARD TO FUNERAL PROCESSIONS, is withdrawn from the Committee on Judiciary I and re-referred to the Committee on Judiciary III.

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 821**, A BILL TO BE ENTITLED AN ACT TO RELOCATE THE NORTH CAROLINA GOVERNMENT COMPETITION COMMISSION FROM THE DEPARTMENT OF COMMERCE TO THE OFFICE OF STATE BUDGET AND MANAGEMENT, is withdrawn from the Committee on Ways and Means and re-referred to the Committee on State Personnel.

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 923**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE PERSONNEL ACT TO PROVIDE THAT COST-OF-LIVING ADJUSTMENTS ARE NOT AWARDED TO STATE

EMPLOYEES INVOLVED IN THE FINAL STAGE OF THE DISCIPLINARY PROCEDURE AND TO PROVIDE THAT THE ADJUSTMENTS REFLECT INCREASES IN THE CONSUMER PRICE INDEX, is withdrawn from the Committee on Ways and Means and re-referred to the Committee on State Personnel.

POINT OF PERSONAL PRIVILEGE

On motion of the Chair and without objection, the following remarks of Representative Neely are spread upon the journal in their entirety.

“Mr. Speaker:

“Today I delivered to you and Governor Hunt a letter submitting my resignation as a Member of the House of Representatives effective upon adjournment today.

“In a few days I will formally announce my candidacy for Governor. I have concluded that my entry into that campaign will require a full commitment of my time. I do not want to deprive the voters of my district of my undivided attention to legislative matters while I campaign.

“Mr. Speaker, I want to express my appreciation for your graciousness to me. If the voters could not have blessed us with a majority - I cannot imagine a more decent person under whom to serve.

“I would also like to express my appreciation to your predecessors - to Representative Brubaker who gave me positions of leadership and great responsibility and who led us in a program of corrective reform - to Representatives Blue and Ramsey who have been generous with their sage advice on the ways of the House.

“I have enjoyed working with you, with them, and with other legislative leaders of both parties during my tenure.

“I will treasure my four-plus years in this Chamber. The opportunity to serve the people of this State, in particular, the opportunity to serve as Chairman of a Judiciary Committee, the members of which were some of the most able in the House - while we wrestled with issues both complex and mundane - has given me memories that I will value for the rest of my life.

“This institution is composed of men and women of good intent - each of whom is trying to do his or her best for the people as they are guided by

their conscience, their constituents and by all of the forces that pull, push and goad each of us.

"While the process is occasionally not pretty - and while I remain convinced that to preserve a citizen legislature some institutional changes like session limits and limits on terms as Speaker are needed - the process generally works as intended.

"When we allow full debate - when we allow those in the minority to be heard - when we are honest with each other and step back from the partisan divisions that occasionally plague us - when we use the Committee process deliberately - the truth will generally emerge.

"The truth may not be enacted into law - but it will be visible to those who will see it.

"I would like to acknowledge and thank our extraordinary staff. They are human - and therefore fallible - but they are intelligent and hard working and as dedicated to the welfare of our State and to this institution as the most dedicated of our Members.

"Most of all, Mr. Speaker, I value the friendships I have made and the opportunity to have worked with and against each of you on a daily basis - each of us trying to do our best to serve the needs of our wonderful State.

"I look forward with optimism to returning here in 2001 to discuss with you my vision for the future of North Carolina - but regardless of the success of that venture - I will always be proud to call myself a man of the House - and as such to share a bond of kinship with each of you. Thank you."

Representative Culpepper moves, seconded by Representative Neely, that the House adjourn, subject to the receipt of Committee Reports, to reconvene April 8 at 1:00 p.m.

The motion carries.

REPORT OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Wright for the Committee on Health:

Committee Substitute for **S.B. 90**, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT INSURERS THAT PROVIDE HEALTH INSURANCE COVERAGE FOR PRESCRIPTION DRUGS OR OUTPATIENT SERVICES PROVIDE COVERAGE FOR PRESCRIBED CONTRACEPTIVE DRUGS AND DEVICES OR OUTPATIENT CONTRACEPTIVE SERVICES, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

The Speaker strikes the serial referral on the bill and pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of April 8. The Senate committee substitute bill is placed on the Unfavorable Calendar.

The House stands adjourned at 6:36 p.m.

FORTY-SECOND DAY

HOUSE OF REPRESENTATIVES

Thursday, April 8, 1999

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend John Hartman, Wake Forest Presbyterian Church, Wake Forest, North Carolina.

"Our gracious God,

"You are infinite and yet, You are also intimate.

"You're the God who spun the stars in the sky; You're the sovereign God over all matters in heaven and on earth, but You are also the God whose presence is guaranteed to be always with us - in our homes, in our families, in our businesses, in our ethics, in our governmental deliberations and policies.

"O God, in Jesus Christ you have ordered us to live as loving neighbors. This is not just a suggestion, but a command -- that we love one another -- with all our heart, all our mind and all our strength.

"Though we may be from different places, coming from different backgrounds, of different races, with different perspectives, give us the common concern for the people of North Carolina.

"That as we lead the people here, we may be one unified Body, who share the governing process under Your guiding purpose.

"Help us to remember that North Carolina is good not because it is strong, but it is strong because it is good.

"As servant-leaders, keep us from the distractions that prevent us from serving efficiently and effectively and help us to faithfully execute our duties with joy, imagination and love.

"And now, O God, bless these proceedings and guide us always into ways of justice, peace and truth so that all people may enter into Your community of love promised in Jesus Christ our Lord. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 7 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (108-0).

Leaves of absence are granted Representatives Carpenter, Fox, Justus, Ramsey, Tucker, and C. Wilson for today. Representatives Gray, Miller, and Wood are excused for a portion of the session.

ENROLLED BILL

The following bill is duly ratified and presented to the Governor:

S.B. 289, AN ACT TO NAME THE NORTH CAROLINA CHILDREN'S VISION SCREENING IMPROVEMENT PROGRAM IN HONOR OF KENNETH C. ROYALL, JR.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 50, AN ACT TO AUTHORIZE THE CITY OF FAYETTEVILLE TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION. (S.L. 1999-17)

H.B. 153, AN ACT TO CHANGE THE FILING PERIOD FOR THE HOKE COUNTY BOARD OF EDUCATION. (S.L. 1999-18)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Baddour for the Committee on Judiciary IV:

H.B. 426, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF HIGH POINT TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 12.

H.B. 514, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 12.

H.B. 572, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF GREENVILLE TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 12.

H.B. 604, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CIRCUMSTANCES UNDER WHICH AN ATTORNEY-IN-FACT MAY MAKE GIFTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 12.

By Representative Jarrell for the Committee on Local Government II:

H.B. 638, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OWNERS OF CERTAIN INNOVATIVE SEPTIC SYSTEMS IN THE COUNTIES OF CAMDEN, CHOWAN, CURRITUCK, GATES, HERTFORD, PASQUOTANK, PERQUIMANS, TYRRELL, AND WASHINGTON TO TRANSFER THE OWNERSHIP OF THE SYSTEMS TO THE PASQUOTANK-PERQUIMANS-CHOWAN-CAMDEN DISTRICT HEALTH DEPARTMENT OR TO ONE OR MORE UNITS OF LOCAL

GOVERNMENT, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 12. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Mosley and Jarrell:

H.B. 943, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DEVELOPMENT OF THE EXPLORIS CHILDREN'S MUSEUM ABOUT THE WORLD, is referred to the Committee on Appropriations.

By Representatives Cansler and Morris:

H.B. 944, A BILL TO BE ENTITLED AN ACT TO EXTEND THE MORATORIUM ON APPROVAL OF ADDITIONAL ADULT CARE HOME BEDS TO SEPTEMBER 30, 2000, is referred to the Select Committee on Health Care Delivery.

By Representative Decker:

H.B. 945, A BILL TO BE ENTITLED AN ACT TO REDUCE THE NUMBER OF DAYS IN WHICH A PERSON MAY REVOKE HIS OR HER CONSENT TO THE ADOPTION OF A CHILD LESS THAN THREE MONTHS OF AGE, is referred to the Committee on Children, Youth and Families.

By Representative Decker:

H.B. 946, A BILL TO BE ENTITLED AN ACT TO CODIFY THE COMMON LAW CAUSE OF ACTION OF ALIENATION OF SPOUSAL AFFECTION; AND TO CREATE CAUSES OF ACTION FOR ALIENATION OF PARENTAL AND GRANDPARENTAL AFFECTION, is referred to the Committee on Judiciary II.

By Representatives Hill, Wright, and Redwine:

H.B. 947, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF BOLTON TO CONSTRUCT A NEW FACILITY FOR THE BOLTON VOLUNTEER FIRE DEPARTMENT, is referred to the Committee on Appropriations.

By Representatives Hardaway and Crawford:

H.B. 948, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS TO THE SCOTLAND NECK MEMORIAL LIBRARY, is referred to the Committee on Appropriations.

By Representative Hardaway:

H.B. 949, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOYS' AND GIRLS' CLUB OF HALIFAX COUNTY, is referred to the Committee on Appropriations.

By Representative Hardaway:

H.B. 950, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR NASH COMMUNITY COLLEGE FOR CAPITAL IMPROVEMENTS AND TO ACQUIRE LAND, is referred to the Committee on Appropriations.

By Representatives Edwards and Luebke:

H.B. 951, A BILL TO BE ENTITLED AN ACT REQUIRING THAT AT LEAST ONE PERSON WHO IS DIRECTLY ASSISTED BY A PUBLIC HOUSING AUTHORITY BE APPOINTED TO EACH HOUSING AUTHORITY COMMISSION AND REGIONAL HOUSING AUTHORITY COMMISSION IN THE STATE, is referred to the Committee on Ways and Means.

By Representatives Insko and Luebke (Primary Sponsors); Morris, G. Wilson, and Womble:

H.B. 952, A BILL TO BE ENTITLED AN ACT TO ALLOW A STATE EARNED INCOME TAX CREDIT, is referred to the Committee on Finance.

By Representative Smith:

H.B. 953, A BILL TO BE ENTITLED AN ACT TO DIRECT THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE TO STUDY THE DESIRABILITY AND FEASIBILITY OF REQUIRING

SEAFOOD ENTERING THE STATE TO BE LABELED AS TO ITS STATE OR COUNTRY OF ORIGIN, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives C. Wilson and Owens:

H.B. 954, A BILL TO BE ENTITLED AN ACT TO LIMIT THE HOSPITAL PROPERTY TAX EXEMPTION TO CERTAIN PROPERTY USED AND OWNED BY A HOSPITAL ORGANIZED FOR A CHARITABLE PURPOSE, is referred to the Committee on Finance.

By Representative Creech:

H.B. 955, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM PROPERTY TAX RESTRICTED RIPARIAN BUFFERS AND TO REIMBURSE LOCAL GOVERNMENTS FOR THE RESULTING REVENUE LOSS, is referred to the Committee on Finance.

By Representative Creech:

H.B. 956, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO PROVISIONALLY RESTORE THE DRIVERS LICENSE OF A PERSON CONVICTED OF HABITUAL IMPAIRED DRIVING AFTER FIVE YEARS, is referred to the Committee on Judiciary I.

By Representatives Edwards and Mosley:

H.B. 957, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN ELECTRONIC OR FACSIMILE SIGNATURE OF A PHYSICIAN PROVIDING MEDICAL CERTIFICATION OF DEATH IS ACCEPTABLE IF APPROVED BY THE STATE REGISTRAR OF VITAL STATISTICS, is referred to the Committee on Public Health.

By Representative Edwards:

H.B. 958, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT CONFIDENTIAL INFORMATION OBTAINED BY HEALTH MAINTENANCE ORGANIZATIONS OR PROVIDER SPONSORED ORGANIZATIONS MAY BE DISCLOSED PURSUANT TO COURT ORDER FOR CERTAIN PURPOSES, is referred to the Select Committee on Health Care Delivery.

By Representative Russell:

H.B. 959, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR THE CRIMINAL OFFENSE OF COCK FIGHTING, is referred to the Committee on Judiciary III.

By Representatives Michaux, Fitch, McAllister, and Hunter (Primary Sponsors); Alexander, Barbee, Blue, Bonner, Bowie, Cole, Cunningham, Davis, Dedmon, Goodwin, Grady, Haire, Hardaway, Hensley, Luebke, McCrary, Miller, Moore, Nesbitt, Oldham, Sutton, Tolson, Wainwright, Warner, and Womble:

H.B. 960, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO PROVIDE EQUITY FUNDING FOR NORTH CAROLINA'S PUBLIC HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND THE UNIVERSITY OF NORTH CAROLINA AT PEMBROKE, is referred to the Committee on Appropriations.

By Representatives Adams, Brubaker, Jarrell, and Jeffus:

H.B. 961, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PROJECT HOMESTEAD, A NONPROFIT COMMUNITY DEVELOPMENT CORPORATION, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 40, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF PERSONS AUTHORIZED TO BE APPOINTED TO SUBCOMMITTEES OF THE NORTH CAROLINA STUDY COMMISSION ON AGING, is read the first time and referred to the Committee on Aging.

S.B. 214, A BILL TO BE ENTITLED AN ACT TO PROVIDE A MEANS OF MEASURING AVERAGE FINAL COMPENSATION FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL RETIREMENT SYSTEM WHO PURCHASE CREDITABLE SERVICE FOR LEAVES OF ABSENCE INCURRED WHILE RECEIVING WORKERS' COMPENSATION PAYMENTS, is read the first time and referred to the Committee on Pensions and Retirement.

Committee Substitute for **S.B. 284**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ADMINISTRATION TO REVIEW STATE PROCUREMENT CONTRACT AWARDS BY

BUSINESS SIZE CATEGORY AND TO REVIEW MEASURES TO ENCOURAGE PARTICIPATION BY SMALL AND MEDIUM-SIZED BUSINESSES IN STATE PROCUREMENT CONTRACTS, is read the first time and referred to the Committee on Ways and Means.

Committee Substitute for **S.B. 302**, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING IN LEE COUNTY, is read the first time and referred to the Committee on Local Government I.

S.B. 474, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DISTRIBUTION OF THE PROFITS FROM THE HENDERSONVILLE LOCAL ALCOHOLIC BEVERAGE CONTROL SYSTEM, is read the first time and referred to the Committee on Local Government I.

CALENDAR

Action is taken on the following:

Committee Substitute for **S.B. 270**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO PROVIDE FOR VOLUNTARY ANNEXATION OF PROPERTY SUBJECT TO PRESENT-USE VALUE APPRAISAL.

The bill passes its third reading by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Church, Clary, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Esposito, Fitch, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Jarrell, Jeffus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Owens, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Wainwright, Walend, Warner, Warren, Warwick, G. Wilson, Womble, Wright, and Yongue - 105.

Voting in the negative: None.

Excused absences: Representatives Carpenter, Fox, Justus, Ramsey, Tucker, and C. Wilson - 6.

House Committee Substitute for **S.B. 269**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET.

The bill passes its third reading by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Church, Clary, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Esposito, Fitch, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Owens, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Wainwright, Walend, Warner, Warren, Warwick, G. Wilson, Womble, Wood, Wright, and Yongue - 107.

Voting in the negative: None.

Excused absences: Representatives Carpenter, Fox, Justus, Ramsey, Tucker, and C. Wilson - 6.

WITHDRAWAL OF BILL FROM CALENDAR

Representative Esposito moves that House Committee Substitute for **S.B. 90**, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT INSURERS THAT PROVIDE HEALTH INSURANCE COVERAGE FOR PRESCRIPTION DRUGS PROVIDE COVERAGE FOR PRESCRIBED CONTRACEPTIVE DRUGS AND DEVICES AND FOR OUTPATIENT CONTRACEPTIVE SERVICES, be withdrawn from the Calendar and re-referred to the Committee on Insurance and she calls for the "ayes" and "noes".

Representative Holmes inquires of the Chair if there was originally a serial referral on the bill and what happened to it. The Speaker states that

he struck the original sequential order and the bill is properly before the Body.

The motion carries, by electronic vote (64-46), and the bill is re-referred to the Committee on Insurance.

CALENDAR (continued)

H.B. 570, A BILL TO BE ENTITLED AN ACT TO REMOVE THE TOWN OF CAROLINA SHORES FROM THE 201 PLANNING AREA IN BRUNSWICK COUNTY, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 649, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE SPEED ZONE IN HOLDEN BEACH, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 728, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF GREENVILLE TO REQUIRE FIRE ALARM SYSTEMS IN FRATERNITY AND SORORITY HOUSES WITHIN THE CITY AND THE CITY'S EXTRATERRITORIAL PLANNING JURISDICTION, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Braswell, the following bills are withdrawn from the Calendar and re-referred to the Committee on Judiciary II:

House Committee Substitute for **S.B. 310**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TIME FOR GIVING NOTICE OF APPEAL IN CASES OF TERMINATION OF PARENTAL RIGHTS AND EMANCIPATION AND IN HEARINGS TO TRANSFER A JUVENILE TO SUPERIOR COURT SHALL BE TEN DAYS AFTER ENTRY OF THE ORDER RATHER THAN TEN DAYS AFTER THE DATE OF THE HEARING; and

S.B. 311, A BILL TO BE ENTITLED AN ACT TO MODIFY RULE 4 OF THE RULES OF CIVIL PROCEDURE TO EXTEND THE LENGTH

OF THE LIFE OF A SUMMONS AND TO ABOLISH ENDORSEMENT AS A MEANS OF REVIVING A SUMMONS.

CALENDAR (continued)

H.B. 219, A BILL TO BE ENTITLED AN ACT TO AMEND CHAPTERS 54B AND 54C OF THE GENERAL STATUTES TO MAKE TECHNICAL CHANGES TO THE LAW GOVERNING STATE-CHARTERED SAVINGS AND LOAN ASSOCIATIONS AND SAVINGS BANKS AND TO INCREASE THE PERMITTED PERCENTAGE OF COMMERCIAL LOANS, passes its third reading, by electronic vote (106-1), and is ordered sent to the Senate.

S.B. 27, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROHIBITION AGAINST THE DEPARTMENT OF TRANSPORTATION USING BERMUDA GRASS ALONG CERTAIN ROADS, passes its third reading, by electronic vote (99-9), and is ordered enrolled and presented to the Governor.

H.B. 290, A BILL TO BE ENTITLED AN ACT TO AMEND THE CRIME VICTIMS' COMPENSATION ACT BY INCREASING THE MEMBERSHIP OF THE CRIME VICTIMS' COMPENSATION COMMISSION, BY INCREASING THE SIZE OF INITIAL CLAIMS THAT MAY BE AWARDED BY THE DIRECTOR OF THE COMMISSION, AND BY PROVIDING THE COMMISSION WITH THE DISCRETION TO PAY CERTAIN CLAIMS PREVIOUSLY DENIED.

Representative Haire offers Amendment No. 1 which is adopted by electronic vote (105-0).

The bill, as amended, passes its second reading, by electronic vote (109-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute No. 2 for **H.B. 57,** A BILL TO BE ENTITLED AN ACT TO ENHANCE MOTOR VEHICLE OCCUPANT RESTRAINT SAFETY.

Representative Nesbitt offers Amendment No. 1 which is adopted by electronic vote (90-13).

Representative Clary moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Judiciary I.

A division having been called, the motion carries, by electronic vote (59-46), and the bill is ordered engrossed and re-referred to the Committee on Judiciary I.

Representative Dockham requests and is granted permission to be recorded as voting "no". The adjusted vote total is (59-47).

H.B. 660, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF COLLECTION AGENCY SO THAT THE IV-D CHILD ENFORCEMENT PROGRAM IS REGULATED BY THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, passes its second reading, by electronic vote (98-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

On motion of Representative Culpepper, seconded by Representative Dockham, the House adjourns at 3:09 p.m. to reconvene Monday, April 12, 1999, at 7:00 p.m.

FORTY-THIRD DAY

HOUSE OF REPRESENTATIVES

Monday, April 12, 1999

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"Gracious God, we who join our hearts here in prayer express our gratitude for the refreshment of the weekend, the privilege of worshipping You and for the beauty of the world around us. We bid You to come to us in this place and dwell among us. Without You, the best we can do is take care of business, but with You, we can be agents of Your kingdom, dispensing true justice, lasting peace, and authentic compassion. Help us always to welcome You, to be receptive to Your guidance, and to discern Your leading. Make us partners with You so that our work will complement Your work in this State. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 8 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (94-0).

Leaves of absence are granted Representatives Braswell, Brubaker, Church, Cunningham, McComas, Nesbitt, Russell, Starnes, C. Wilson, Wood, and Wright for today. Representatives Gray and Wainwright are excused for a portion of the session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 27, AN ACT TO REPEAL THE PROHIBITION AGAINST THE DEPARTMENT OF TRANSPORTATION USING BERMUDA GRASS ALONG CERTAIN ROADS.

H.B. 56, AN ACT TO ELIMINATE THE USE OF STAMPS TO INDICATE WHETHER THE EXCISE TAX ON CONVEYANCES HAS BEEN PAID AND TO MAKE THE PENALTIES THAT APPLY TO THIS TAX THE SAME AS FOR OTHER TAXES.

H.B. 216, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO DIRECT THE STATE BOARD OF EDUCATION TO EXTEND ITS REVIEW AND EVALUATION OF CHARTER SCHOOLS.

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 270, AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO PROVIDE FOR VOLUNTARY ANNEXATION OF PROPERTY SUBJECT TO PRESENT-USE VALUE APPRAISAL.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Hurley for the Committee on Insurance:

H.B. 294, A BILL TO BE ENTITLED AN ACT TO PROVIDE MEDICARE SUPPLEMENT INSURANCE FOR PERSONS WHO DELAY MEDICARE PART B ENROLLMENT; TO PRESCRIBE STANDARDS FOR DISABILITY INCOME INSURANCE; TO CONFORM NORTH CAROLINA'S 1997 POST-MASTECTOMY RECONSTRUCTIVE SURGERY LAWS TO THE FEDERAL WOMEN'S HEALTH AND CANCER RIGHTS ACT OF 1998; TO UPDATE THE LAW ON VIATICAL SETTLEMENTS; AND TO AUTHORIZE THE WRITING OF FAMILY LEAVE CREDIT INSURANCE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 13. The original bill is placed on the Unfavorable Calendar.

H.B. 306, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COMMISSIONER OF INSURANCE TO CONDUCT HEARINGS AND ADOPT CERTAIN RULES RELATED TO THE BEACH AND FAIR PLANS, TO AUTHORIZE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO APPROVE ADDITIONAL BEDS FOR CONTINUING CARE RETIREMENT FACILITIES UNDER CERTAIN CIRCUMSTANCES, TO REVISE THE LAW PROHIBITING DISCRIMINATION IN THE TREATMENT OF HANDICAPPED AND DISABLED PERSONS, TO GOVERN MANAGED CARE WITH REGARD TO WORKERS' COMPENSATION, TO EXEMPT COMMERCIAL AIRCRAFT INSURANCE FROM STATE REGULATION, TO REQUIRE ADDITIONAL INFORMATION FROM SURPLUS LINES LICENSEES, TO CLARIFY WHICH SECTIONS OF THE GENERAL STATUTES APPLY TO SURPLUS LINES INSURANCE, TO AUTHORIZE THE SECRETARY OF REVENUE TO PROVIDE THE NORTH CAROLINA SELF-INSURANCE GUARANTY ASSOCIATION WITH INFORMATION ON SELF-INSURERS' PREMIUMS, TO REPEAL THE REQUIREMENT FOR A BIENNIAL REPORT FROM THE DEPARTMENT OF INSURANCE, TO REPEAL THE AGENCY BUSINESS CESSATION LAW, AND TO AUTHORIZE THE COMMISSIONER TO ADOPT RULES RECOGNIZING NEW ANNUITY MORTALITY TABLES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 13. The original bill is placed on the Unfavorable Calendar.

By Representatives Warner and Yongue, Chairs, for the Committee on Education:

H.B. 355, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL SCHOOL BUSES AND SCHOOL ACTIVITY BUSES PURCHASED AFTER JULY 1, 1999, TO BE EQUIPPED WITH SEAT BELTS AND TO APPROPRIATE FUNDS TO EQUIP NEW SCHOOL BUSES WITH SEAT BELTS, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 93, A BILL TO BE ENTITLED AN ACT TO EXTEND FOR ONE YEAR THE DEADLINE FOR MATCHING COMMUNITY COLLEGE BOND FUNDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Sutton for the Committee on Judiciary III:

H.B. 685, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LAW ENFORCEMENT OFFICER MAY ARREST A PERSON ON PRIVATE PREMISES OR IN A VEHICLE IN ACCORDANCE WITH STATE LAW WITH A COPY OF THE ORIGINAL ARREST WARRANT OR ORDER, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 13. The original bill is placed on the Unfavorable Calendar.

By Representative Hackney for the Committee on Judiciary I:

H.B. 495, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ARBITRATION OF ALL ISSUES ARISING FROM A MARITAL SEPARATION OR DIVORCE, EXCEPT FOR THE DIVORCE ITSELF, UPON THE AGREEMENT OF ALL PARTIES; AND TO AMEND G.S. 1-567.57, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 13. The original bill is placed on the Unfavorable Calendar.

By Representatives Saunders and Buchanan, Chairs, for the Committee on Transportation:

H.B. 280, A BILL TO BE ENTITLED AN ACT TO AMEND THE MOTOR VEHICLE LAWS TO MAKE TECHNICAL AMENDMENTS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 105, A BILL TO BE ENTITLED AN ACT TO CREATE THE BUTNER ADVISORY COUNCIL AND TO ENUMERATE ITS DUTIES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 13. The original bill is placed on the Unfavorable Calendar.

H.B. 301, A BILL TO BE ENTITLED AN ACT TO AMEND THE EDUCATIONAL REQUIREMENTS FOR AUCTIONEERS, APPRENTICE AUCTIONEERS, AND PRINCIPALS IN AN AUCTION FIRM, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 13. The original bill is placed on the Unfavorable Calendar.

H.B. 648, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF BENSON, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 13. The original bill is placed on the Unfavorable Calendar.

S.B. 29, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EXAMINATION FEES COLLECTED UNDER THE COSMETIC ART

ACT, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of April 13. The original bill is placed on the Unfavorable Calendar.

By Representative Baddour for the Committee on Judiciary IV:

H.B. 304, A BILL TO BE ENTITLED AN ACT TO PROVIDE CRIMINAL PENALTIES FOR FRAUDULENT MISREPRESENTATION INVOLVING CHILD CARE SUBSIDIES AND TO PROVIDE COUNTIES A FINANCIAL INCENTIVE TO INVESTIGATE AND PURSUE FRAUD IN CHILD CARE PAYMENTS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 13. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Health and Human Services:

H.B. 902, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES PROGRAMS;

H.B. 904, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AREA MENTAL HEALTH PROGRAMS;

H.B. 911, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE EXPANSION OF IN-HOME AND COMMUNITY-BASED SERVICES OF THE DIVISION OF AGING; and

H.B. 927, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR SENIOR CENTERS TO HIRE COORDINATORS OF VOLUNTEER ACTIVITIES.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Education:

H.B. 864, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR THE TEACHER ACADEMY;

H.B. 912, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE TEACHER POSITIONS TO REDUCE CLASS SIZE IN THE THIRD GRADE;

H.B. 913, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE SUBSTITUTE TEACHER PAY;

H.B. 914, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE PRINCIPAL SALARIES;

H.B. 915, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS TO LOCAL SCHOOL ADMINISTRATIVE UNITS TO MEET THE COSTS OF THE YEAR 2000 CONVERSION;

H.B. 916, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE STATE SCHOOL TECHNOLOGY FUND;

H.B. 917, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ALTERNATIVE SCHOOLS AND FOR AT-RISK STUDENTS;

H.B. 834, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXPAND THE PUBLIC-PRIVATE PARTNERSHIP TO EXPAND TECHNOLOGY IN NORTH CAROLINA PUBLIC SCHOOLS AND THEIR COMMUNITIES, INCLUDING A VOCATIONAL EDUCATION COMPUTER RECYCLING AND BUILDING PROGRAM; and

H.B. 960, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO PROVIDE EQUITY FUNDING FOR NORTH CAROLINA'S PUBLIC HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND THE UNIVERSITY OF NORTH CAROLINA AT PEMBROKE.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer **H.B. 926**, A BILL TO BE ENTITLED AN ACT TO TRANSFER CERTAIN FUNDS APPROPRIATED FOR THE 1998-99 FISCAL YEAR FROM THE DEPARTMENT OF COMMERCE TO THE HOUSING FINANCE AGENCY FOR THE

HOUSING TRUST FUND, to the Permanent Subcommittee on Natural and Economic Resources.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Justice and Public Safety:

H.B. 822, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE DANGEROUS OFFENDER TASK FORCE IN WAKE COUNTY;

H.B. 925, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMMUNITY MEDIATION CENTERS ACROSS THE STATE; and

H.B. 936, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA VICTIMS ASSISTANCE NETWORK TO EXPAND SERVICES PROVIDED BY THE NETWORK AND HIRE ADDITIONAL PERSONNEL.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Fitch:

H.B. 962, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW REQUIRING THAT RETIRED JUDGES FOREGO RETIREMENT BENEFITS OR RECEIVE REDUCED BENEFITS WHILE SERVING AS JUDICIAL OFFICERS IN FEDERAL COURTS, is referred to the Committee on Pensions and Retirement.

By Representatives Daughtry, Allred, Arnold, Baker, Barbee, Berry, Brown, Buchanan, Brubaker, Cansler, Capps, Clary, Culp, Davis, Decker, Dockham, Ellis, Esposito, Gardner, Gillespie, Grady, Gray, Gulley, Hiatt, Holmes, Howard, McComas, McCombs, McMahan, Miner, Mitchell, Morris, Preston, Rayfield, Russell, Setzer, Sexton, Starnes, Teague, Thompson, Walend, C. Wilson, and G. Wilson:

H.B. 963, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO DEVELOP AND IMPLEMENT A HIGH SCHOOL EXIT EXAMINATION THAT REFLECTS A TWELFTH GRADE PROFICIENCY LEVEL AND TO DEVELOP A PLAN TO PROVIDE INTENSIVE CLASSROOM INSTRUCTION TO STUDENTS

WHO ARE AT RISK OF NOT PASSING THE TWELFTH GRADE EXAM, is referred to the Committee on Education.

By Representatives Jarrell, Adams, Alexander, Arnold, Bowie, Boyd-McIntyre, Bridgeman, Cole, Dedmon, Gray, Hurley, Jeffus, Michaux, Moore, Redwine, Smith, and Sutton:

H.B. 964, A BILL TO BE ENTITLED AN ACT TO REVISE THE MUNICIPAL INCORPORATION PROCESS SO AS TO PROVIDE MORE SCRUTINY, is referred to the Committee on Ways and Means.

By Representatives Cole, Alexander, Barefoot, Cox, Dedmon, Fox, Hurley, Melton, Mosley, and Sherrill:

H.B. 965, A BILL TO BE ENTITLED AN ACT TO INCLUDE FULL-TIME COUNTY FIRE MARSHALS IN THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is referred to the Committee on Insurance.

By Representatives Cole and Barefoot:

H.B. 966, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ECONOMIC DEVELOPMENT IN THE NORTH CAROLINA RAILROAD CORRIDOR, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Grady, Moore, and Luebke (Primary Sponsors); Barefoot, Boyd-McIntyre, Bridgeman, Brown, Cox, Edwards, Hensley, Jarrell, Jeffus, McLawhorn, Melton, Mosley, Oldham, Rayfield, Sutton, Warren, and Yongue:

H.B. 967, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING TESTING REQUIREMENTS FOR CHARTER SCHOOLS, is referred to the Committee on Education.

By Representatives Nesbitt, C. Wilson, and Redwine (Primary Sponsors); Alexander, Baker, Barefoot, Berry, Bonner, Braswell, Capps, Cunningham, Earle, Eddins, Ellis, Gardner, Gulley, Hensley, Hill, Howard, Hunter, Morris, Rayfield, Saunders, Starnes, Sutton, Wainwright, Walend, G. Wilson, Wright, and Yongue:

H.B. 968, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROCEDURES CONCERNING FINAL ADMINISTRATIVE DECISIONS IN CONTESTED CASES HEARD BY THE OFFICE OF ADMINISTRATIVE HEARINGS, is referred to the Committee on Ways and Means.

By Representatives Tolson, Jeffus, and Barefoot:

H.B. 969, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA MUSEUM OF ART FOUNDATION TO ASSIST IN THE DEVELOPMENT OF THE FILM, KAY KYSER-A LIFE IN MOTION, is referred to the Committee on Appropriations.

By Representatives McMahan, Cunningham, Earle, Easterling, Mosley, Rayfield, and Saunders:

H.B. 970, A BILL TO BE ENTITLED AN ACT ALLOWING COUNTIES HAVING A POPULATION IN EXCESS OF 500,000 TO PROVIDE AFFORDABLE HOUSING FOR PERSONS OF LOW AND MODERATE INCOME, is referred to the Committee on Economic Growth and Community Development.

By Representatives McMahan, Earle, Easterling, Rayfield, and Saunders:

H.B. 971, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CREATION OF MUNICIPAL SERVICE DISTRICTS IN CERTAIN CITIES FOR URBAN AREA REVITALIZATION PROJECTS, is referred to the Committee on Economic Growth and Community Development.

By Representatives Insko and Hackney:

H.B. 972, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST AND EXPENSES OF TRANSPORTING A RESPONDENT IN AN INVOLUNTARY COMMITMENT PROCEEDING MAY BE RECOVERED FROM THE RESPONDENT'S COUNTY OF RESIDENCE, is referred to the Committee on Mental Health.

By Representative Hill:

H.B. 973, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE GENERAL STATUTES CONCERNING THE ISSUANCE OF A MARRIAGE LICENSE AND TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY CHAPTER 51 OF THE GENERAL STATUTES, is referred to the Committee on Judiciary III and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Moore, Jeffus, and Barefoot:

H.B. 974, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ACCELERATED SCHOOLS PROGRAM, is referred to the Committee on Appropriations.

By Representative Braswell:

H.B. 975, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT SERVICES PROVIDED THROUGH THE STATEWIDE AUTOMATED VICTIM ASSISTANCE AND NOTIFICATION SYSTEM ARE SUBJECT TO THE EXEMPTIONS FROM DAMAGE CLAIMS AND OTHER GROUNDS FOR RELIEF PROVIDED FOR BY THE VICTIMS' RIGHTS ACT, is referred to the Committee on Judiciary II.

By Representative Smith:

H.B. 976, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO STUDY THE FEASIBILITY OF ESTABLISHING A STATE MILITARY MUSEUM, is referred to the Committee on Appropriations.

By Representatives Clary and Mosley:

H.B. 977, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ADULT CARE HOMES, NURSING HOMES, AND ADULT DAY CARE PROGRAMS PROVIDING SPECIAL CARE FOR PERSONS WITH ALZHEIMER'S DISEASE OR OTHER DEMENTIAS DISCLOSE CERTAIN INFORMATION, is referred to the Select Committee on Health Care Delivery.

By Representatives Nye and Davis:

H.B. 978, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO PERMIT ANY OWNER OF PRIVATE PROPERTY ON A LAKE LOCATED IN A STATE PARK TO RESTORE THE PROPERTY OWNER'S PIER TO THE CONDITION THAT THE PIER WAS IN IMMEDIATELY PRECEDING THE TIME OF THE DAMAGE WHEN THE DAMAGE IS CAUSED BY A NATURAL DISASTER, is referred to the Committee on Environment and Natural Resources.

By Representatives Baddour and Russell (Primary Sponsors):

H.B. 979, A BILL TO BE ENTITLED AN ACT TO MODIFY THE RIGHTS OF A DECEDENT'S SPOUSE, is referred to the Committee on Judiciary IV.

By Representative Baddour:

H.B. 980, A BILL TO BE ENTITLED AN ACT TO ALLOW JUDICIAL DISCRETION IN DETERMINING THE AMOUNT OF SUBROGATION OF EMPLOYERS' LIENS IN ACTIONS AGAINST THIRD PARTIES UNDER THE WORKERS' COMPENSATION ACT, is referred to the Committee on Judiciary IV.

By Representatives Baddour and Mosley:

H.B. 981, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE UNIVERSAL CHILDHOOD VACCINE DISTRIBUTION PROGRAM, is referred to the Committee on Appropriations.

By Representatives Hackney and Insko (Primary Sponsors):

H.B. 982, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE THE CONSTRUCTION OF THE BANDSTAND AT THE CARRBORO FARMERS' MARKET, is referred to the Committee on Appropriations.

By Representatives Wainwright and Jeffus:

H.B. 983, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ADMINISTRATION TO TRANSFER PROPERTY TO NONPROFIT ORGANIZATIONS AT LESS THAN FAIR-MARKET VALUE WITHOUT TAKING INTO ACCOUNT WHETHER THE ORGANIZATIONS ENGAGE IN SOME FOR-PROFIT ACTIVITIES, is referred to the Committee on Ways and Means.

By Representatives Wainwright and Jeffus:

H.B. 984, A BILL TO BE ENTITLED AN ACT TO INCREASE THE BENCHMARK AT WHICH THE DEPARTMENT OF ADMINISTRATION IS REQUIRED TO ADVERTISE FOR PROPOSALS FOR LEASES BY THE STATE, is referred to the Committee on Ways and Means.

By Representatives Wainwright and Jeffus:

H.B. 985, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE LAW REGARDING STATE LEASES OF PROPERTY IN UNIQUE OR PREDETERMINED LOCATIONS, is referred to the Committee on Ways and Means.

By Representatives Gibson and Warwick:

H.B. 986, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS AFFECTING THE ENVIRONMENT AND NATURAL RESOURCES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gibson:

H.B. 987, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS AFFECTING THE ENVIRONMENT AND NATURAL RESOURCES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Gibson:

H.B. 988, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS AFFECTING THE ENVIRONMENT OR NATURAL RESOURCES, is referred to the Committee on Rules, Calendar, and Operations of the House.

ADDENDA TO COMMITTEE ASSIGNMENTS

The Speaker makes the following committee assignment:

SELECT COMMITTEE ON HEALTH CARE DELIVERY: Add Representative Braswell.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Culpepper and without objection, **H.B. 572**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF GREENVILLE TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, is withdrawn from the Calendar and re-referred to the Committee on Judiciary IV.

CALENDAR

Action is taken on the following:

H.B. 426, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF HIGH POINT TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, passes its second reading, by electronic vote (81-19), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 514, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, passes its second reading, by electronic vote (83-18), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (80-19), and is ordered sent to the Senate.

Committee Substitute for **H.B. 638**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE OWNERS OF CERTAIN INNOVATIVE SEPTIC SYSTEMS IN THE COUNTIES OF CAMDEN, CHOWAN, CURRITUCK, GATES, HERTFORD, PASQUOTANK, PERQUIMANS, TYRRELL, AND WASHINGTON TO TRANSFER THE OWNERSHIP OF THE SYSTEMS TO ONE OR MORE UNITS OF LOCAL GOVERNMENT, passes its second reading, by electronic vote (98-0), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (99-0), and is ordered sent to the Senate.

H.B. 604, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE CIRCUMSTANCES UNDER WHICH AN ATTORNEY-IN-FACT MAY MAKE GIFTS, passes its second reading, by electronic vote (99-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

RE-REFERRALS

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 469**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING REDUCTION OR CONTINUATION OF A TEACHER'S BONUS, AS IT APPLIES TO THE CHARLOTTE-MECKLENBURG COUNTY SCHOOL ADMINISTRATIVE UNIT, is withdrawn from the Committee on Education and re-referred to the Committee on Local Government I.

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 285**, A BILL TO BE ENTITLED AN ACT TO IMPROVE NORTH CAROLINA'S LAWS ON MANAGED CARE, PERTAINING TO PAYMENT OBLIGATIONS FOR COVERED SERVICES, PROVIDER DIRECTORIES, DISCLOSURE, ACCESS TO CERTAIN PROVIDERS, TRANSITION CARE, INDEPENDENT REVIEW OF GRIEVANCES, CLAIM PAYMENTS, PROVIDER

TERMINATION, AND HEALTH BENEFIT PLAN REPORTING, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Select Committee on Health Care Delivery.

INTRODUCTION OF PAGES

Pages for the week of April 12 are introduced to the membership. They are: Phillip Stewart of Guilford; Adam Miller of Forsyth; Charles Chrisawn of Wake; Lauren Jones of Granville; Tiffanie Marshall of Granville; Jason Wadsworth of Wake; Brandy Fowler of Wake; Melissa Barnette of Rowan; Rachel Moss of Rowan; Evelyn Hunter of Franklin; Jenee Wentworth of Randolph; Donnie Bowen of Wake; Genesis Wallace of Wake; Kristina Washington of Wake; Crystal Keen of Duplin; and Adia Coleman of Craven.

On motion of Representative Culpepper, seconded by Representative McMahan, the House adjourns at 7:59 p.m. to reconvene April 13 at 1:30 p.m.

FORTY-FOURTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, April 13, 1999

The House meets at 1:30 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

“O God, in the news from the Balkans we are reminded of the instability of life and the ever-present possibility for atrocity. We are also reminded from the lessons of history that when the voice of goodness is silent, the powers of evil are strengthened. As we go about our duties in the service of this State, remind us to be vigilant in voicing the cause of justice and enacting the agenda of mercy. Give power to our words and strength to our actions lest we become passive participants in ways that lead to the death of dreams, the decrease of hope, or the demise of compassion. Keep us vigilant, O God, in the cause of righteousness. Amen.”

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 12 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (93-1).

Leaves of absence are granted Representatives Goodwin and Wood for today. Representatives Arnold, Ellis, Baddour, Justus, Miller, and Warner are excused for a portion of the session.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

Committee Substitute for **H.B. 239**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING PROPERTY TRANSFERS BETWEEN COMMUNITY COLLEGE BOARDS OF TRUSTEES AND COUNTIES FOR COMMUNITY COLLEGE PURPOSES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

Committee Substitute for **H.B. 275**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A ZERO UNEMPLOYMENT INSURANCE TAX RATE FOR MORE EMPLOYERS WITH POSITIVE EXPERIENCE RATINGS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

H.B. 863, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF ST. JAMES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

By Representative Dedmon for the Committee on Local Government I:

H.B. 67, A BILL TO BE ENTITLED AN ACT RELATING TO COLUMBUS COUNTY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 765, A BILL TO BE ENTITLED AN ACT AMENDING THE BOUNDARIES OF THE VILLAGE OF WESLEY CHAPEL, with a

favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 811, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF HAVELOCK TO INCREASE THE TERM OF THE MAYOR FROM TWO YEARS TO FOUR YEARS BEGINNING WITH THE REGULAR MUNICIPAL ELECTION IN 2001, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.B. 95, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CONSUMER FINANCE ACT TO INCREASE THE AMOUNT OF LOANABLE ASSETS REQUIRED BEFORE AN ENTITY IS LICENSED TO ENGAGE IN BUSINESS IN THE STATE, TO REVISE THE AMOUNT OF, AND MAXIMUM RATE OF INTEREST FOR, SMALL LOANS, TO ESTABLISH A LOAN PROCESSING FEE FOR CERTAIN LOANS, TO REPEAL OBSOLETE PROVISIONS OF LAW, AND TO MAKE CONFORMING CHANGES, reported without prejudice.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

H.B. 772, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF NEW HANOVER COUNTY, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Local Government I.

The committee substitute bill is re-referred to the Committee on Local Government I. The original bill is placed on the Unfavorable Calendar.

By Representative Baddour for the Committee on Judiciary IV:

Committee Substitute for **H.B. 477**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ESTABLISHMENT OF CAMPUS LAW ENFORCEMENT AGENCIES AT COMMUNITY COLLEGES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Nesbitt, Barefoot, Cansler, Mosley, Sherrill, Smith, Wainwright, and Warner:

H.B. 989, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO IMPROVE THE OPERATION OF SCHOOL TRANSPORTATION SYSTEMS, is referred to the Committee on Appropriations.

By Representatives Nesbitt and Hensley:

H.B. 990, A BILL TO BE ENTITLED AN ACT TO INCREASE MANDATORY LIABILITY INSURANCE REQUIREMENTS FOR CERTAIN MOTOR VEHICLES AND TO MAKE CONFORMING CHANGES IN CHAPTER 58 OF THE GENERAL STATUTES, is referred to the Committee on Insurance.

By Representative Baddour:

H.B. 991, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LIABILITY, UNINSURED, AND UNDERINSURED COVERAGE IS NOT REDUCED BY RECEIPT OF SUBROGATED WORKERS' COMPENSATION BENEFITS, is referred to the Committee on Insurance.

By Representatives Clary, Arnold, Baker, Brubaker, Cansler, Capps, Davis, Decker, Ellis, Gray, Gulley, Howard, Kiser, McComas, Morris, Rayfield, Sexton, Sherrill, Starnes, and G. Wilson:

H.B. 992, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT APPROPRIATIONS FOR INDIGENT DEFENSE BE NO GREATER THAN APPROPRIATIONS FOR DISTRICT ATTORNEYS' OFFICES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Wright, Adams, Barefoot, Bonner, Boyd-McIntyre, Bridgeman, Cox, Cunningham, Dedmon, Earle, Easterling, Hardaway, Hunter, Hurley, Jarrell, Jeffus, Kinney, McAllister, McLawhorn, Melton, Michaux, Oldham, Saunders, Smith, Teague, Thomas, Tolson, Tucker, Wainwright, Warner, Womble, and Yongue:

H.B. 993, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ESTABLISHING AND MAINTAINING STATEWIDE ASTHMA MANAGEMENT AND CONTROL ACTIVITIES, is referred to the Committee on Appropriations.

By Representatives Wright, Adams, Alexander, Baddour, Baker, Barefoot, Bonner, Bowie, Boyd-McIntyre, Braswell, Brown, Brubaker, Cansler, Carpenter, Clary, Cox, Culp, Cunningham, Daughtry, Dedmon, Earle, Easterling, Eddins, Esposito, Fitch, Gardner, Gibson, Gulley, Hackney, Haire, Hardaway, Hiatt, Hill, Hunter, Hurley, Jarrell, Jeffus, Justus, Kinney, McAllister, McComas, McCombs, Melton, Michaux, Mosley, Oldham, Ramsey, Redwine, Russell, Saunders, Sexton, Sutton, Tallent, Tolson, Wainwright, Warner, Warwick, C. Wilson, G. Wilson, Womble, Wood, and Yongue:

H.B. 994, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR DIABETES CONTROL ACTIVITIES, is referred to the Committee on Appropriations.

By Representatives Wright, Hunter, and Wainwright:

H.B. 995, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OFFICE OF MINORITY HEALTH IN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, is referred to the Committee on Appropriations.

By Representatives Wright and Wainwright:

H.B. 996, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH CARE PROVIDERS PERFORMING SPINAL MANIPULATION TO ATTAIN MINIMUM HOURS OF CLASSROOM INSTRUCTION AND SUPERVISED CLINICAL TRAINING, is referred to the Committee on Health.

By Representative Wright:

H.B. 997, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RENOVATION OF THE NEW HANOVER COUNTY COMMUNITY ACTION'S FACILITY, is referred to the Committee on Appropriations.

By Representative Wright:

H.B. 998, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO FRIENDS OF DAVID WALKER, INC., TO SUPPORT ITS CULTURAL ARTS PROGRAMS, is referred to the Committee on Appropriations.

By Representative Wright:

H.B. 999, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT THE COLUMBUS COUNTY DREAM CENTER, is referred to the Committee on Appropriations.

By Representatives Alexander and Smith:

H.B. 1000, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA ADDICTION RESEARCH AUTHORITY, is referred to the Committee on Ways and Means and, if favorable, to the Committee on Appropriations.

By Representatives Warwick and Gibson:

H.B. 1001, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS AFFECTING THE ENVIRONMENT AND NATURAL RESOURCES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warwick:

H.B. 1002, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS AFFECTING THE ENVIRONMENT AND NATURAL RESOURCES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warwick:

H.B. 1003, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS AFFECTING THE ENVIRONMENT AND NATURAL RESOURCES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cox and Davis (Primary Sponsors):

H.B. 1004, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A REGIONAL EMERGENCY SERVICES

TRAINING FACILITY AT CENTRAL CAROLINA COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representative Gillespie:

H.B. 1005, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A FORESTRY HEADQUARTERS IN MCDOWELL COUNTY, is referred to the Committee on Appropriations.

By Representatives Hill, Brown, Mitchell, and Yongue:

H.B. 1006, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE SPECIALTY CROPS PROGRAM, is referred to the Committee on Appropriations.

By Representatives Hill, Barefoot, Wainwright, and Yongue:

H.R. 1007, A HOUSE RESOLUTION URGING CONGRESS TO TAKE STEPS TO IMPLEMENT THE FOOD QUALITY PROTECTION ACT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Cox:

H.B. 1008, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REGULATION OF CERTAIN EXCAVATION AND GRADING ACTIVITIES UNDER THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 INSTEAD OF THE MINING ACT OF 1971, is referred to the Committee on Environment and Natural Resources.

By Representatives Hill, Bonner, Brown, Mitchell, and Yongue:

H.B. 1009, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR AGRICULTURAL RESEARCH BY INCREASING THE ASSESSMENT ON FERTILIZER, COMMERCIAL FEED, OR THEIR INGREDIENTS, is referred to the Committee on Agriculture.

By Representatives Hill, Brown, Mitchell, and Yongue:

H.B. 1010, A BILL TO BE ENTITLED AN ACT TO REGULATE COTTON GINS, COTTON WAREHOUSES, AND COTTON MERCHANTS, is referred to the Committee on Agriculture.

By Representatives Warner, Tolson, and Yongue (Primary Sponsors); Alexander, Arnold, Barefoot, Bonner, Bridgeman, Cox, Dedmon, Fox,

Gillespie, Haire, Hensley, Horn, Hurley, Jeffus, Kinney, Luebke, McAllister, McLawhorn, Melton, Morris, Mosley, Nye, Preston, Rayfield, Russell, Sherrill, Smith, Sutton, Thomas, Wainwright, Warren, Warwick, and Womble:

H.B. 1011, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE SALARIES OF COMMUNITY COLLEGE PERSONNEL, is referred to the Committee on Appropriations.

By Representatives Cansler, Sherrill, and Walend:

H.B. 1012, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE ESTABLISHMENT AND INITIAL OPERATION OF A TEACHERS' RESOURCE CENTER AT THE ASHEVILLE ART MUSEUM, is referred to the Committee on Appropriations.

By Representatives Cansler, Arnold, Capps, Church, Davis, Russell, and Walend:

H.B. 1013, A BILL TO BE ENTITLED AN ACT TO CONFORM TO FEDERAL LAW REGARDING THE TIME PERIOD FOR REFUNDING TAXES, is referred to the Committee on Finance.

By Representatives Miller, Hurley, Luebke, and Wainwright:

H.J.R. 1014, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ADMINISTRATIVE PROCESS FOR STATE EMPLOYEE GRIEVANCES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Miller, Alexander, Cole, Dedmon, Fox, Luebke, Michaux, Mosley, and Wainwright:

H.B. 1015, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA MUSEUM OF LIFE AND SCIENCE FOR BIOQUEST, is referred to the Committee on Appropriations.

By Representatives Jeffus, Hurley, Mosley, Wainwright, and Warner:

H.B. 1016, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING RETIRING TEACHERS' COMPENSATION FOR

ACCUMULATED ANNUAL LEAVE, is referred to the Committee on Education.

By Representatives Jeffus, Barefoot, Bonner, Cox, Gillespie, Hurley, Luebke, Mosley, Preston, Russell, Sherrill, Smith, Sutton, Wainwright, Warner, and Yongue:

H.B. 1017, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE PAY FOR SUBSTITUTE TEACHERS, is referred to the Committee on Appropriations.

By Representatives Jeffus, Luebke, Wainwright, and Warner:

H.B. 1018, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE INTERNATIONAL BACCALAUREATE PROGRAM, is referred to the Committee on Appropriations.

By Representatives Hackney and Insko (Primary Sponsors):

H.B. 1019, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ORANGE ENTERPRISES FOR CAPITAL IMPROVEMENTS, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 192**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE FILING WITH THE SECRETARY OF STATE OF ALL MEMORANDA OF UNDERSTANDING AND AGREEMENTS OF A NONCOMMERCIAL NATURE BETWEEN THE STATE OF NORTH CAROLINA AND FOREIGN GOVERNMENTS, TO AUTHORIZE THE SECRETARY OF STATE TO PROVIDE INTERNATIONAL RELATIONS ASSISTANCE AND TO PUBLISH PUBLICATIONS ELECTRONICALLY, AND TO PROVIDE FOR GUBERNATORIAL OVERSIGHT OF AGREEMENTS INVOLVING THE STATE AND FOREIGN GOVERNMENTS, is read the first time and referred to the Committee on Ways and Means.

Committee Substitute for **S.B. 286**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA, IF APPROVED BY THE VOTERS IN THE 2000 GENERAL ELECTION, TO AUTHORIZE THE GENERAL ASSEMBLY TO ENACT LEGISLATION ALLOWING EACH COUNTY TO (1) INCREASE THE AMOUNT OF THE PROPERTY TAX HOMESTEAD EXEMPTION FOR LOW-INCOME

ELDERLY AND DISABLED INDIVIDUALS IN THAT COUNTY AND (II) RAISE THE DEFINITION OF "LOW-INCOME" SO THAT MORE ELDERLY AND DISABLED INDIVIDUALS CAN QUALIFY FOR THE EXEMPTION, which passed the Senate by a three-fifth's majority vote, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute No. 2 for **S.B. 333**, A BILL TO BE ENTITLED AN ACT RELATING TO THE MEMBERSHIP OF STATUTORILY CREATED DECISION-MAKING OR REGULATORY BOARDS, COMMISSIONS, COUNCILS, AND COMMITTEES; PROVIDING INTENT; PROVIDING POLICY WITH RESPECT TO THE APPOINTMENT OF MEMBERS TO SUCH BODIES TO ENCOURAGE PROPORTIONATE REPRESENTATION OF WOMEN; REQUIRING ANNUAL REPORTS; AND REQUIRING RETENTION OF CERTAIN INFORMATION REGARDING APPLICANTS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 344**, A BILL TO BE ENTITLED AN ACT TO PROVIDE EXPANDED ACCESS TO SPECIALTY CARE IN MANAGED CARE PLANS, is read the first time and referred to the Committee on Insurance.

Committee Substitute for **S.B. 389**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE 1998 CHANGE IN THE LAW GOVERNING THE FILING OF FINANCIAL REPORTS BY SMALL TOWN OR COUNTY MUTUALS, is read the first time and referred to the Committee on Insurance.

S.B. 391, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DEER HUNTING IN MOORE COUNTY WITHOUT THE WRITTEN PERMISSION OF THE LANDOWNER, TO PROHIBIT DEER HUNTING FROM THE RIGHT-OF-WAY OF A PUBLIC ROAD IN MOORE COUNTY, AND TO REQUIRE OWNER IDENTIFICATION ON DOGS USED TO HUNT DEER IN MOORE COUNTY, is read the first time and referred to the Committee on Wildlife Resources.

S.B. 417, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF LETTERS OF CREDIT FROM A FEDERAL HOME LOAN BANK AS COLLATERAL FOR DEPOSITS OF LOCAL GOVERNMENTS AND PUBLIC AUTHORITIES, is read the first time and referred to the Committee on Financial Institutions.

S.B. 515, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF PAID MEMBERS A RESCUE OR RESCUE/EMS UNIT

MAY HAVE TO RECEIVE GRANTS, is read the first time and referred to the Committee on Ways and Means.

S.B. 622, A BILL TO BE ENTITLED AN ACT TO IMPOSE ADDITIONAL FEES AND COSTS AND TO INCREASE EXISTING FEES COLLECTED UNDER THE NURSING HOME ADMINISTRATORS BOARD ACT, is read the first time and referred to the Committee on Finance.

S.B. 709, A BILL TO BE ENTITLED AN ACT TO ALLOW MECKLENBURG COUNTY TO ACQUIRE PROPERTY FOR USE BY ITS BOARDS OF EDUCATION, is read the first time and referred to the Committee on Local Government II.

S.B. 735, A BILL TO BE ENTITLED AN ACT TO PROHIBIT MEMBERS OF THE GENERAL ASSEMBLY FROM SERVING ON THE BOARD OF TRUSTEES OF A COMMUNITY COLLEGE, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 648,** A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF BENSON, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Grady, Gray, Gulley, Hackney, Haire, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Sherrill, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 110.

Voting in the negative: None.

Excused absences: Representatives Goodwin, Warner, and Wood - 3.

H.B. 587, A BILL TO BE ENTITLED AN ACT TO INCREASE THE INFORMAL BID LIMITS RELATING TO THE LETTING OF PURCHASE CONTRACTS BY THE CITY OF GREENSBORO, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 615, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF ELIZABETH CITY TO REGULATE THE OPERATION OF VESSELS WITHIN THE CITY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 637, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE SPEED ZONE IN COINJOCK CANAL IN CURRITUCK COUNTY, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 531**, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING IN LEE COUNTY, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 301**, A BILL TO BE ENTITLED AN ACT TO AMEND THE EDUCATIONAL REQUIREMENTS FOR AUCTIONEERS, APPRENTICE AUCTIONEERS, AND PRINCIPALS IN AN AUCTION FIRM, TO ALLOW THE AUCTIONEERS COMMISSION TO ASSESS A CIVIL PENALTY IN CERTAIN CIRCUMSTANCES, TO INCREASE FEES, AND TO AUTHORIZE CRIMINAL HISTORY CHECKS FOR APPLICANTS FOR AN AUCTIONEER'S LICENSE, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford,

Creech, Culp, Culpepper, Cunningham, Daughtry, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 108.

Voting in the negative: Representatives Arnold, Berry, Davis, Ellis, Morgan, and Starnes - 6.

Excused absences: Representatives Goodwin, Warner, and Wood - 3.

House Committee Substitute for **S.B. 29**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EXAMINATION FEES COLLECTED UNDER THE COSMETIC ART ACT.

On motion of Representative Berry, the bill is temporarily displaced.

Committee Substitute for **H.B. 303**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS RELATING TO COMMERCIAL VEHICLE HIGHWAY SAFETY AND WORK ZONE SAFETY.

Representative Ellis offers Amendment No. 1.

Representative Setzer requests that he be excused from voting on this bill, because of a conflict of interest, under Rule 24.1A and this request is granted.

Representative Ellis withdraws his Amendment.

The bill passes its second reading by electronic vote (99-16).

Representative McComas objects to the third reading. The bill remains on the Calendar.

Representative Warner requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (100-16).

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Braswell and without objection, Committee Substitute for **H.B. 478**, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF THREATENING JUDGES, DISTRICT ATTORNEYS, AND OTHER COURT OFFICERS, is withdrawn from the Calendar and placed on the Calendar of April 15.

CALENDAR (continued)

House Committee Substitute for **S.B. 29**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EXAMINATION FEES COLLECTED UNDER THE COSMETIC ART ACT, which was temporarily displaced is before the Body.

Representative Berry offers Amendment No. 1 which is adopted by electronic vote (81-28).

The bill, as amended, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Arnold, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Cox, Crawford, Culpepper, Cunningham, Daughtry, Dedmon, Dockham, Easterling, Eddins, Edwards, Esposito, Fitch, Fox, Gardner, Gibson, Grady, Gray, Gulley, Hackney, Hardaway, Hensley, Hill, Holmes, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Starnes, Sutton, Tallent, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 98.

Voting in the negative: Representatives Allred, Creech, Davis, Decker, Gillespie, Hiatt, Howard, Moore, Rayfield, Smith, Teague, Thompson, and Warwick - 13.

Excused absences: Representatives Baddour, Ellis, Goodwin, and Wood - 4.

House Committee Substitute for **S.B. 225**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING CERTIFICATION OF

ASSISTANT PRINCIPALS, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

H.B. 493, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE CIVIL ACTIONS OF ALIENATION OF AFFECTION AND CRIMINAL CONVERSATION.

The bill fails to pass its second reading by electronic vote (55-58).

Representative Decker moves that the vote by which the bill failed to pass its second reading be reconsidered and that motion do lie upon the table. A second to the motion was not offered.

Committee Substitute for **H.B. 294, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING THE APPLICABILITY OF PREEXISTING CONDITION LIMITATIONS TO CERTAIN TYPES OF HEALTH INSURANCE POLICIES; TO PRESCRIBE STANDARDS FOR DISABILITY INCOME INSURANCE; TO CONFORM NORTH CAROLINA'S 1997 POSTMASTECTOMY RECONSTRUCTIVE SURGERY LAWS TO THE FEDERAL WOMEN'S HEALTH AND CANCER RIGHTS ACT OF 1998; TO UPDATE THE LAW ON VIATICAL SETTLEMENTS; AND TO AUTHORIZE THE WRITING OF FAMILY LEAVE CREDIT INSURANCE.**

Representative Cox requests that he be excused from voting on this bill, to avoid any conflict of interest due to being in the insurance business, under Rule 24.1A and this request is granted.

The bill passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

MOTION TO APPLY CLINCHER

Representative Ellis moves, seconded by Representative Decker, that the vote by which **H.B. 493, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE CIVIL ACTIONS OF ALIENATION OF AFFECTION AND CRIMINAL CONVERSATION**, failed to pass its second reading be reconsidered and that motion do lie upon the table.

On a point of order, Representative Hackney inquires if, pursuant to Rule 14, the bill is at the same stage it was when the motion was previously made, and if so is the motion in order. The Speaker states that the earlier motion was not recognized because it had not received the necessary second to the motion.

Representative Michaux inquires if the motion was out of order because the previous motion failed for lack of a second. The Speaker states that the question had not been decided and the motion was properly before the Body.

Representative Ellis' motion fails by electronic vote (52-59).

CALENDAR (continued)

Committee Substitute for **H.B. 306**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COMMISSIONER OF INSURANCE TO CONDUCT HEARINGS AND ADOPT CERTAIN RULES RELATED TO THE BEACH AND FAIR PLANS, TO AUTHORIZE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO APPROVE ADDITIONAL BEDS FOR CONTINUING CARE RETIREMENT FACILITIES UNDER CERTAIN CIRCUMSTANCES, TO REVISE THE LAW PROHIBITING DISCRIMINATION IN THE TREATMENT OF HANDICAPPED AND DISABLED PERSONS, TO GOVERN MANAGED CARE WITH REGARD TO WORKERS' COMPENSATION, TO EXEMPT COMMERCIAL AIRCRAFT INSURANCE FROM STATE REGULATION, TO REQUIRE ADDITIONAL INFORMATION FROM SURPLUS LINES LICENSEES, TO CLARIFY WHICH SECTIONS OF THE GENERAL STATUTES APPLY TO SURPLUS LINES INSURANCE, TO AUTHORIZE THE SECRETARY OF REVENUE TO PROVIDE THE NORTH CAROLINA SELF-INSURANCE GUARANTY ASSOCIATION WITH INFORMATION ON SELF-INSURERS' PREMIUMS, TO REPEAL THE REQUIREMENT FOR A BIENNIAL REPORT FROM THE DEPARTMENT OF INSURANCE, TO REPEAL THE AGENCY BUSINESS CESSATION LAW, AND TO AUTHORIZE THE COMMISSIONER TO ADOPT RULES RECOGNIZING NEW ANNUITY MORTALITY TABLES.

Representative Hardaway offers Amendment No. 1.

Representative Cox requests that he be excused from voting on this bill, to avoid a conflict of interest due to being in the insurance business, under Rule 24.1A and this request is granted.

Amendment No. 1 is adopted by electronic vote (107-0).

The bill, as amended, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 685, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A LAW ENFORCEMENT OFFICER MAY ARREST A PERSON ON PRIVATE PREMISES OR IN A VEHICLE IN ACCORDANCE WITH STATE LAW WITH A COPY OF THE ORIGINAL ARREST WARRANT OR ORDER, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 495**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ARBITRATION OF ALL ISSUES ARISING FROM A MARITAL SEPARATION OR DIVORCE, EXCEPT FOR THE DIVORCE ITSELF, UPON THE AGREEMENT OF ALL PARTIES; AND TO AMEND G.S. 1-567.57, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 105**, A BILL TO BE ENTITLED AN ACT TO CREATE THE BUTNER ADVISORY COUNCIL, AND TO ALLOW CERTAIN FEES TO BE PLACED IN A SPECIAL FUND FOR THE BUTNER PUBLIC SAFETY DIVISION, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

Representative Crawford offers Amendment No. 1 which is adopted by electronic vote (114-0).

The bill, as amended, passes its third reading, by electronic vote (114-0), and is ordered engrossed and sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Culpepper and without objection, Committee Substitute for **H.B. 304**, A BILL TO BE ENTITLED AN ACT TO PROVIDE CRIMINAL PENALTIES FOR FRAUDULENT MISREPRESENTATION INVOLVING CHILD CARE SUBSIDIES AND TO PROVIDE COUNTIES A FINANCIAL INCENTIVE TO INVESTIGATE AND PURSUE FRAUD IN CHILD CARE PAYMENTS, is withdrawn from the Calendar and placed on the Calendar of April 15.

RE-REFERRALS

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 20**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF PERSONS AUTHORIZED TO BE APPOINTED TO SUBCOMMITTEES OF THE NORTH CAROLINA STUDY COMMISSION ON AGING, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Aging.

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 96**, A BILL TO BE ENTITLED AN ACT TO RESTORE AND APPLY RETROACTIVELY THE EXEMPTION FROM LICENSURE FOR CERTAIN ADULT CARE HOMES MAINTAINED OR OPERATED BY A UNIT OF GOVERNMENT, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Public Health.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Health:

H.B. 906, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF PHARMACY TO ENTER INTO AGREEMENTS WITH PHARMACIST PEER REVIEW ORGANIZATIONS FOR IMPAIRED PHARMACISTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 15.

By Representative Hensley for the Committee on Alcoholic Beverage Control:

H.B. 474, A BILL TO BE ENTITLED AN ACT TO REDUCE THE MEMBERSHIP OF THE BERTIE COUNTY ABC COMMISSION FROM FIVE TO THREE MEMBERS AND TO ALLOW THE APPOINTMENT OF A NEW BERTIE COUNTY ABC COMMISSION, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 15. The original bill is placed on the Unfavorable Calendar.

RE-REFERRAL

On motion of Representative Easterling, pursuant to Rule 39.2 and without objection, **S.B. 115**, A BILL TO BE ENTITLED AN ACT TO EXTEND FOR ONE YEAR THE DEADLINE FOR MATCHING COMMUNITY COLLEGE BOND FUNDS, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Finance.

SUBCOMMITTEE REFERRALS

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Capital:

H.B. 947, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF BOLTON TO CONSTRUCT A NEW FACILITY FOR THE BOLTON VOLUNTEER FIRE DEPARTMENT;

H.B. 948, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS TO THE SCOTLAND NECK MEMORIAL LIBRARY;

H.B. 949, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE BOYS' AND GIRLS' CLUB OF HALIFAX COUNTY;

H.B. 950, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR NASH COMMUNITY COLLEGE FOR CAPITAL IMPROVEMENTS AND TO ACQUIRE LAND;

H.B. 961, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PROJECT HOMESTEAD, A NONPROFIT COMMUNITY DEVELOPMENT CORPORATION;

H.B. 896, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE WESTERN HARNETT SENIOR CENTER;

H.B. 788, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS OF THE INDIAN EDUCATION RESOURCE CENTER IN PEMBROKE;

H.B. 792, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL EXPENSES OF THE NORTH CAROLINA HIGH SCHOOL ATHLETIC ASSOCIATION;

H.B. 793, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO GREENE COUNTY TO STUDY THE FEASIBILITY OF ESTABLISHING AN AGRICULTURAL BUILDING AND COMMUNITY COMPLEX IN THE COUNTY;

H.B. 804, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST THE NORTH CAROLINA CANCER INSTITUTE FUND A NEW TREATMENT FACILITY TO BE BUILT IN THE TOWN OF LUMBERTON;

H.B. 805, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RENOVATE THE MAXTON SOUTHEASTERN RURAL VOLUNTEER FIRE DEPARTMENT'S BUILDING;

H.B. 806, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO GREENE COUNTY FOR THE GREENE COUNTY AGRICULTURAL AND COMMUNITY COMPLEX;

H.B. 823, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE WAKE COUNTY DISPUTE RESOLUTION CENTER;

H.B. 824, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE WAKE COUNTY TEEN COURT;

H.B. 825, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RESTORATION OF THE YATES MILL HISTORICAL SITE;

H.B. 839, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RENOVATION OF THE ONSLOW COUNTY SUPERIOR COURTHOUSE;

H.B. 849, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO WASHINGTON COUNTY FOR THE STUDY AND DESIGN PHASE OF RENOVATING THE CURRENT WASHINGTON COUNTY LIBRARY OR CONSTRUCTING A NEW LIBRARY;

H.B. 871, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL CONSTRUCTION AT RANDOLPH COMMUNITY COLLEGE;

H.B. 873, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DEVELOP THE ELIZABETHTOWN AIRPORT NASA MUSEUM;

H.B. 874, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO VARIOUS TOWNS IN BLADEN COUNTY FOR HISTORIC PRESERVATION;

H.B. 875, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PENDER COUNTY FOR HISTORIC PRESERVATION IN THE CANETUCK, CURRIE, HAMPSTEAD, AND SCOTTS HILL COMMUNITIES;

H.B. 876, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DEVELOP AN AGRI/BUSINESS AND CIVIC CENTER IN BLADEN COUNTY;

H.B. 877, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SAMPSON COUNTY FOR HISTORIC PRESERVATION AND MAIN STREET DEVELOPMENT PROJECTS;

H.B. 878, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF BLADENBORO FOR REPAIR AND RENOVATION OF THE TOWN'S HISTORIC BUILDINGS;

H.B. 887, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CITY OF SHELBY FOR CAPITAL IMPROVEMENTS OF THE CITY'S AIRPORT;

H.B. 889, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES FOR MARTIN COMMUNITY COLLEGE FOR PHASE II CONSTRUCTION OF THE FAMILY LEARNING CENTER; and

H.B. 890, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO WASHINGTON COUNTY TO RENOVATE ITS HISTORIC COURTHOUSE.

On motion of Representative Culpepper, seconded by Representative Morris, the House adjourns at 4:24 p.m. to reconvene April 14 at 4:00 p.m.

FORTY-FIFTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, April 14, 1999

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"In a paper today, we were reminded of the differences represented in the House. It is true that our Assembly is characterized by an assortment of backgrounds, experiences, world views and party affiliations. Yet, we are united by our common origin in You, for You are the Author of life. We are gathered by a common goal and sacred task -- to better the lives of the people of North Carolina.

"By Your grace, use the diversity of our gathering to enrich our discussion by expanding our points of view. Let our differences become building blocks in a house of understanding that is large enough for all to find a home. Rather than viewing differences with suspicion, or lampooning divergent views, help us, with godly charity, meet each other in respect and honor each other's opinion, lest in closed-mindedness, we may miss an articulation of the truth. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 13 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (106-1).

Leaves of absence are granted Representatives Bowie, Braswell, Gibson, Gray, Moore, C. Wilson, Wood, and Wright for today.

ENROLLED BILL

The following bill is duly ratified and presented to the Governor:

S.B. 76, AN ACT TO REQUIRE THE DIVISION OF CRIMINAL STATISTICS TO COLLECT AND MAINTAIN STATISTICS ON TRAFFIC LAW ENFORCEMENT.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 270, AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO PROVIDE FOR VOLUNTARY ANNEXATION OF PROPERTY SUBJECT TO PRESENT-USE VALUE APPRAISAL. (S.L. 1999-19)

H.B. 238, AN ACT TO REMOVE THE SUNSET FROM LAWS ENCOURAGING THE PURCHASE OF COMMODITIES AND SERVICES OFFERED BY BLIND AND BY SEVERELY DISABLED PERSONS. (S.L. 1999-20)

S.B. 62, AN ACT TO VALIDATE CERTAIN NOTARIAL ACTS. (S.L. 1999-21)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 330, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA COMMISSION ON WORKFORCE DEVELOPMENT; TO CONFORM THE GENERAL STATUTES TO THE FEDERAL WORKFORCE INVESTMENT ACT; AND TO MAKE OTHER STATUTORY CHANGES TO ENHANCE WORKFORCE TRAINING AND DEVELOPMENT, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Baddour for the Committee on Judiciary IV:

H.B. 409, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATEWIDE USE OF CAMERAS TO DETECT TRAFFIC OFFENSES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 20.

By Representative Hurley for the Committee on Insurance:

H.B. 296, A BILL TO BE ENTITLED AN ACT TO REPEAL OBSOLETE OR UNNECESSARY LAWS AND MAKE TECHNICAL AND CLARIFYING AMENDMENTS AND CORRECTIONS IN VARIOUS INSURANCE STATUTES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 20. The original bill is placed on the Unfavorable Calendar.

By Representative Jarrell for the Committee on Local Government II:

H.B. 677, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRAHAM, HAYWOOD, JACKSON, MADISON, AND SWAIN COUNTIES TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 707, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF BROADWAY TO ALLOW THE TOWN TO OPERATE UNDER A COUNCIL-MANAGER FORM OF GOVERNMENT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 20.

H.B. 708, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SANFORD-LEE REGIONAL AIRPORT AUTHORITY TO RECEIVE SALES TAX REFUNDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 797, A BILL TO BE ENTITLED AN ACT EXEMPTING CERTAIN STATE PROPERTY FROM FIRE PROTECTION FEES IMPOSED BY UNION COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 20.

H.B. 802, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF DURHAM TO CONSIDER LIMITATIONS ON USES AS REQUESTED IN THE DEVELOPMENT PLANS SUBMITTED FOR REZONINGS AND TO MAKE OTHER CHANGES REGARDING THE CONSIDERATION OF DEVELOPMENT PLANS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 20.

H.B. 803, A BILL TO BE ENTITLED AN ACT TO PROVIDE DURHAM COUNTY WITH ADDITIONAL OPTIONS FOR SERVICE OF PROCESS IN ZONING CODE CASES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 20.

By Representatives Edwards and McAllister, Chairs, for the Committee on Public Health:

H.B. 313, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PROGRAM TO RAISE PUBLIC AWARENESS ABOUT THE PREVENTION, DIAGNOSIS, AND TREATMENT OF OSTEOPOROSIS, AND TO CONTINUE THE OSTEOPOROSIS TASK FORCE, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Sutton for the Committee on Judiciary III:

Committee Substitute for **H.B. 247**, A BILL TO BE ENTITLED AN ACT TO REGULATE FUNERAL PROCESSIONS AND TO CODIFY THE RULES OF THE ROAD WITH REGARD TO FUNERAL PROCESSIONS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 21. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives Warner and Yongue, Chairs, for the Committee on Education:

H.B. 244, A BILL TO BE ENTITLED AN ACT TO ADD A STUDENT MEMBER TO THE STATE BOARD OF COMMUNITY COLLEGES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 20. The original bill is placed on the Unfavorable Calendar.

H.B. 293, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BOARD OF COMMUNITY COLLEGES TO ASSESS MONETARY PENALTIES AGAINST PROPRIETARY SCHOOLS THAT OPERATE WITHOUT A LICENSE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 848, A BILL TO BE ENTITLED AN ACT TO SUSPEND THE CHARTER SCHOOL APPLICATION DEADLINES FOR THE ROCKINGHAM COUNTY CONSOLIDATED SCHOOLS FOR THE 1999-2000 SCHOOL YEAR, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 20. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Capital:

H.B. 901, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE YADKIN/PEE DEE LAKES PROJECT;

H.B. 907, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF A NEW BUILDING AT LAUREL ELEMENTARY SCHOOL IN MADISON COUNTY;

H.B. 910, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS OF THE AMERICAN LEGION DYSART-KENDALL POST NO. 29 IN THE TOWN OF LENOIR;

H.B. 929, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR MOBILE HEALTH SERVICES;

H.B. 931, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ONSLOW COUNTY FOR REPAIR AND RENOVATION OF THE HISTORIC YOPP HOUSE;

H.B. 935, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A BUILDING TO SUPPORT THE ACTIVITIES OF THE FRANK PORTER GRAHAM CHILD DEVELOPMENT CENTER; and

H.B. 943, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DEVELOPMENT OF THE EXPLORIS CHILDREN'S MUSEUM ABOUT THE WORLD.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Dedmon:

H.B. 1020, A BILL TO BE ENTITLED AN ACT TO PROVIDE TITLE PROTECTION FOR THE SAFETY PROFESSION, is referred to the Committee on Judiciary II.

By Representative Hill:

H.B. 1021, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM COMMERCIAL CODE WITH REGARD TO THE PROCEDURE FOR FILING OF FINANCING STATEMENTS, is referred to the Committee on Judiciary II.

By Representatives Allen and Barefoot:

H.B. 1022, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE UNLAWFUL USE OF A DRIVERS LICENSE, A LEARNER'S PERMIT, OR A SPECIAL IDENTIFICATION CARD ISSUED BY THE DIVISION OF MOTOR VEHICLES, is referred to the Committee on Judiciary I.

By Representatives Rayfield, Allred, Arnold, Barbee, Berry, Bowie, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Daughtry, Davis, Dockham, Eddins, Esposito, Gillespie, Grady, Gray, Gulley, Hiatt, Holmes, Howard, Kiser, McCombs, McMahan, Miner, Mitchell, Morris, Preston, Russell, Setzer, Sherrill, Starnes, Teague, Tucker, Walend, and G. Wilson:

H.B. 1023, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE REIMBURSEMENT TO COUNTIES FOR THE COST OF CONDUCTING STATEWIDE PRIMARIES, ELECTIONS, AND REFERENDA, AND TO APPROPRIATE FUNDS, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Appropriations.

By Representative Hunter:

H.B. 1024, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DEVELOPMENT OF THE NORTH CAROLINA HERITAGE CENTER, is referred to the Committee on Appropriations.

By Representative Gardner:

H.B. 1025, A BILL TO BE ENTITLED AN ACT TO ALLOW SMALL EMPLOYERS TO CHARGE THE SAME ADMINISTRATIVE FEE UNDER THE STATE GROUP HEALTH CONTINUATION LAW AS LARGER EMPLOYERS CHARGE UNDER THE FEDERAL COBRA GROUP HEALTH CONTINUATION LAW, is referred to the Committee on Insurance.

By Representative Justus:

H.B. 1026, A BILL TO BE ENTITLED AN ACT TO INCREASE THE LIABILITY OF PRINCIPALS WHO FAIL TO PAY SALES REPRESENTATIVES COMMISSIONS UPON TERMINATION CONTRACTS WITH SALES REPRESENTATIVES, is referred to the Committee on Judiciary III.

By Representatives Fitch, Baker, Barbee, Bowie, Brown, Brubaker, Buchanan, Carpenter, Creech, Culp, Dockham, Guley, Hiatt, Holmes, Kiser, McCombs, McMahan, Mitchell, Moore, Preston, Starnes, Thompson, and G. Wilson:

H.B. 1027, A BILL TO BE ENTITLED AN ACT TO ALLOW THE STOCKING OF ANIMALS BY CERTAIN PERSONS, is referred to the Committee on Judiciary III.

By Representatives Hurley, Moore, Wainwright, and Warner:

H.B. 1028, A BILL TO BE ENTITLED AN ACT TO AMEND THE PAWNBROKERS MODERNIZATION ACT TO REGULATE 'CASH CONVERTERS', WHICH ARE BUSINESSES THAT PURCHASE OR TRADE PROPERTY FOR RESALE FROM PERSONS WHO ARE NOT

LICENSED WHOLESALE MERCHANTS, is referred to the Committee on Small Business.

By Representatives Decker and Daughtry:

H.B. 1029, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A NEWLY INCORPORATED MUNICIPALITY MAY WAIVE ITS POWELL BILL FUNDS AND HAVE SECONDARY ROADS THAT WERE ON THE PAVEMENT PRIORITY LIST AND SCHEDULED TO BE PAVED PRIOR TO INCORPORATION PAVED BY THE DEPARTMENT OF TRANSPORTATION ACCORDING TO THE PRIORITY LIST, is referred to the Committee on Transportation.

By Representative Hackney:

H.B. 1030, A BILL TO BE ENTITLED AN ACT TO CHANGE THE LIGHTING REQUIREMENTS FOR LIGHT TRAILERS AND EXEMPT CERTAIN ADDITIONAL FARM TRAILERS FROM THE REGISTRATION REQUIREMENTS, is referred to the Committee on Judiciary I.

By Representatives Moore, Barefoot, Mosley, Preston, and Wainwright:

H.B. 1031, A BILL TO BE ENTITLED AN ACT TO COMPENSATE TEACHERS FOR COVERING CLASSES FOR ABSENT TEACHERS, is referred to the Committee on Education.

By Representative Culpepper:

H.B. 1032, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNDERGROUND DAMAGE PREVENTION ACT, is referred to the Committee on Public Utilities.

By Representative Culpepper:

H.B. 1033, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE INITIAL ELECTION OF AN APPELLATE JUDGE SHALL CONTINUE AS CURRENT, BUT SUBSEQUENT ELECTIONS FOR THAT JUSTICE OR JUDGE TO THE SAME OFFICE SHALL BE BY NONPARTISAN RETENTION ELECTION, is referred to the Committee on Judiciary IV.

By Representatives Moore, Bonner, Jarrell, Jeffus, Luebke, Mosley, Wainwright, and Yongue:

H.B. 1034, A BILL TO BE ENTITLED AN ACT TO DEFINE A PROFESSIONAL FIREFIGHTERS' BENEFIT ACCRUAL RATE FOR MEMBERS AND BENEFICIARIES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representatives Moore, Barefoot, Mosley, and Yongue:

H.B. 1035, A BILL TO BE ENTITLED AN ACT TO REVISE THE CALCULATION OF THE EARLY RETIREMENT ALLOWANCE FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representatives Capps, Baker, Davis, Eddins, and Gulley:

H.B. 1036, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT EVOLUTION IS TAUGHT AS SCIENCE, NOT AS IDEOLOGY, is referred to the Committee on Education.

By Representatives Gillespie, Brown, Buchanan, Cansler, Church, Clary, Dedmon, Hiatt, Horn, Ramsey, Thompson, Walend, and G. Wilson:

H.B. 1037, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR IDENTIFYING AND EVALUATING POTENTIAL INDUSTRIAL AND BUSINESS SITES IN WESTERN NORTH CAROLINA AND TO BEGIN THE DEVELOPMENT ON SELECTED SITES, is referred to the Committee on Appropriations.

By Representatives Gillespie, Brown, Cansler, Church, Clary, Dedmon, Hiatt, Holmes, Horn, Ramsey, Thompson, and G. Wilson:

H.B. 1038, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ENHANCE ECONOMIC DEVELOPMENT IN WESTERN NORTH CAROLINA THROUGH THE SMALL TOWN REVITALIZATION AND COUNTY PLANNING PROGRAM, is referred to the Committee on Appropriations.

By Representatives Redwine and Smith (Primary Sponsors); Barefoot, Jeffus, Preston, and Rayfield:

H.B. 1039, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP A STRATEGY AND A PLAN FOR BEACH MANAGEMENT AND RESTORATION AND TO IDENTIFY

FINANCING ALTERNATIVES FOR THIS PURPOSE, is referred to the Committee on Environment and Natural Resources.

By Representatives Rogers, Boyd-McIntyre, Oldham, and Saunders (Primary Sponsors); Barefoot, Bonner, Jeffus, Wainwright, and Yongue:

H.B. 1040, A BILL TO BE ENTITLED AN ACT TO ENACT THE COMPREHENSIVE COMMUNITY COLLEGE IMPROVEMENT ACT OF 1999, is referred to the Committee on Appropriations.

By Representatives Hensley, Blue, Capps, Eddins, Ellis, Miner, Mosley, and Wainwright:

H.J.R. 1041, A JOINT RESOLUTION AUTHORIZING THE REVENUE LAWS STUDY COMMITTEE TO REEVALUATE THE NORTH CAROLINA INCOME TAX BURDEN ON INDIVIDUALS IN EACH FILING STATUS CATEGORY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hensley:

H.B. 1042, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR INDIGENCY SCREENERS FOR THE WAKE COUNTY COURT SYSTEM, is referred to the Committee on Appropriations.

By Representatives Hensley and McMahan:

H.B. 1043, A BILL TO BE ENTITLED AN ACT TO ELIMINATE BROWN-BAGGING PERMITS, is referred to the Committee on Alcoholic Beverage Control.

By Representative Moore:

H.B. 1044, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF GRANT-IN-ANTICIPATION OF REVENUE VEHICLES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Moore:

H.B. 1045, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN EXPERIENCED CHILD CARE ADMINISTRATORS AND LEAD TEACHERS FROM BEING REQUIRED TO HAVE A NORTH CAROLINA CREDENTIAL; AND TO MAKE TECHNICAL

CORRECTIONS, is referred to the Committee on Children, Youth and Families.

By Representative Thompson:

H.B. 1046, A BILL TO BE ENTITLED AN ACT TO PROHIBIT STUDENTS FROM POSSESSING CELLULAR PHONES OR PAGERS ON SCHOOL PROPERTY, is referred to the Committee on Education.

By Representative Thompson:

H.B. 1047, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STUDY OF WHETHER STATUTORY LIENS SHOULD BE ALLOWED FOR FEES OWED TO COMMERCIAL REAL ESTATE BROKERS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Miller:

H.B. 1048, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA RULES OF CIVIL PROCEDURE TO PROVIDE THAT NOTICE OF THE MANNER OF SERVICE OF PROCESS SHALL BE FILED WHEN SERVICE IS MADE OTHER THAN BY PERSONAL DELIVERY, is referred to the Committee on Judiciary I.

By Representative Miller:

H.B. 1049, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS RELATED TO THE LICENSURE OF PHYSICIANS IN THIS STATE, is referred to the Select Committee on Health Care Delivery.

By Representatives Redwine, Barefoot, and Yongue:

H.B. 1050, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON CONVICTED OF A DRUG FELONY MUST SERVE AN ACTIVE TERM OF IMPRISONMENT, is referred to the Committee on Judiciary I.

By Representative Baddour:

H.B. 1051, A BILL TO BE ENTITLED AN ACT TO EXTEND THE MATURITY DATE FOR CERTAIN AUTHORIZED INVESTMENTS IN THE GLOBAL TRANSPARK AUTHORITY, is referred to the Committee on Ways and Means.

By Representatives Insko and Hackney:

H.B. 1052, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE PROGRAMS OF FREEDOM HOUSE, is referred to the Committee on Appropriations.

By Representatives Insko and Hackney:

H.B. 1053, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ORANGE COUNTY FOR ITS URGENT REPAIR PROGRAM, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 165,** A BILL TO BE ENTITLED AN ACT TO REENACT THE 1986 LAW PROVIDING FOR RISK-SHARING PLANS, TO AMEND THE IMMUNITY STATUTES FOR THE FAIR AND BEACH PLANS, TO EXTEND THE BEACH PLAN RATE CAP ON WIND POLICIES ISSUED IN THE COASTAL AREA FOR TWO YEARS, AND TO MAKE A TECHNICAL AMENDMENT IN THE BEACH PLAN LAWS, is returned for concurrence in Senate committee substitute bill and referred to the Committee on Insurance.

Upon concurrence, the Senate committee substitute bill changes the title.

Committee Substitute for **S.B. 44,** A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED TERRITORY TO THE TOWN OF LAKE WACCAMAW, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 398,** A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITIES OF GREENSBORO AND RALEIGH AND THE TOWNS OF CHAPEL HILL AND CORNELIUS TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, is read the first time and referred to the Committee on Judiciary IV.

ADDENDA TO COMMITTEE ASSIGNMENTS

The Speaker makes the following committee appointments:

PUBLIC HEALTH: Add Representatives Barefoot and Fox.

LOCAL GOVERNMENT II: Add Representatives Smith and Warren.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 648**, A BILL TO BE ENTITLED AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF BENSON, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gillespie, Goodwin, Grady, Gulley, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, G. Wilson, Womble, and Yongue - 108.

Voting in the negative: None.

Excused absences: Representatives Bowie, Braswell, Gibson, Gray, Moore, C. Wilson, Wood, and Wright - 8.

Representative Baddour requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (109-0).

Committee Substitute for **H.B. 301**, A BILL TO BE ENTITLED AN ACT TO AMEND THE EDUCATIONAL REQUIREMENTS FOR AUCTIONEERS, APPRENTICE AUCTIONEERS, AND PRINCIPALS IN AN AUCTION FIRM, TO ALLOW THE AUCTIONEERS COMMISSION TO ASSESS A CIVIL PENALTY IN CERTAIN CIRCUMSTANCES, TO INCREASE FEES, AND TO AUTHORIZE CRIMINAL HISTORY CHECKS FOR APPLICANTS FOR AN

AUCTIONEER'S LICENSE, passes its third reading, by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Decker, Dedmon, Dockham, Easterling, Edwards, Esposito, Fitch, Fox, Gardner, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sherrill, Smith, Starnes, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, G. Wilson, Womble, and Yongue - 102.

Voting in the negative: Representatives Berry, Davis, Eddins, Ellis, Morgan, and Sexton - 6.

Excused absences: Representatives Bowie, Braswell, Gibson, Gray, Moore, C. Wilson, Wood, and Wright - 8.

House Committee Substitute for **S.B. 29**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EXAMINATION FEES COLLECTED UNDER THE COSMETIC ART ACT.

The bill, as amended, passes its third reading by the following vote, and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Decker, Dedmon, Dockham, Easterling, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker,

Wainwright, Walend, Warner, Warren, Warwick, G. Wilson, Womble, and Yongue -105.

Voting in the negative: Representatives Allred, Davis, Eddins, Gillespie, and Thompson - 5.

Excused absences: Representatives Bowie, Braswell, Gibson, Gray, Moore, C. Wilson, Wood, and Wright - 8.

Committee Substitute for **H.B. 303**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS RELATING TO COMMERCIAL VEHICLE HIGHWAY SAFETY AND WORK ZONE SAFETY.

Representative Nye offers Amendment No. 1 which is adopted by electronic vote (108-0).

Representative Baker offers Amendment No. 2 which is adopted by electronic vote (100-6).

Representative Allred offers Amendment No. 3 which fails of adoption by electronic vote (31-71).

The bill, as amended, passes its third reading, by electronic vote (106-2), and is ordered engrossed and sent to the Senate.

MOTION TO RECONSIDER VOTE

Having voted with the prevailing side, Representative Redwine moves that the vote by which **H.B. 493**, A BILL TO BE ENTITLED AN ACT TO ABOLISH THE CIVIL ACTIONS OF ALIENATION OF AFFECTION AND CRIMINAL CONVERSATION, failed to pass its second reading be reconsidered.

Representative Hackney rises on a point of order and inquires of the Chair if he had ruled that the motion was properly before the Body. The Speaker replies that the motion is in order.

Representative Starnes moves, seconded by Representative Ellis that the House adjourn. The motion fails by electronic vote (51-56).

The motion to reconsider fails by electronic vote (51-57).

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

S.J.R. 913, A JOINT RESOLUTION INVITING THE HONORABLE BURLEY B. MITCHELL, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Culpepper, seconded by Representative Morgan, the House adjourns at 5:59 p.m. to reconvene April 15 at 1:00 p.m.

FORTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Thursday, April 15, 1999

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

“Teach us, O God, to see people by the light of the faith we profess and the love that we find in You. Help us to check within ourselves all ungenerous judgements and all presumptuous claims. Help us to recognize the needs and rightful claims of others, as well as their freedom to search for truth and meaning. Remove from us old hatred and rivalries and replace them with new understandings and relationships. Let all of this be done, that we might be brought closer together as we seek to better the lives of the people of this State. Amen.”

(Adapted from the United Methodist Book of Worship #519)

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 14 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (104-3).

Leaves of absence are granted Representatives Gray, Smith, and Wood for today.

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR
TO THE HOUSE**

THE APPOINTMENT OF JAMES ARTHUR POPE**1999****BY THE GOVERNOR OF THE STATE OF NORTH CAROLINA****A PROCLAMATION**

WHEREAS, the Honorable Charles B. Neely, Jr., elected Representative from the Sixty-first District 1999 General Assembly, has resigned his office; and

WHEREAS, the provisions of General Statute 163-11 require that the vacancy created by the resignation of the Honorable Charles B. Neely, Jr., be filled by appointment of the person recommended by the Sixty-first District members of the Wake County Republican Executive Committee; and

WHEREAS, the Sixty-first District members of the Wake County Republican Executive Committee have notified me of its recommendation of James Arthur Pope of Raleigh, North Carolina, to fill said vacancy,

I do by these presents appoint

JAMES ARTHUR POPE

as a member of the

NORTH CAROLINA HOUSE

1999 General Assembly

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State at the Capitol in the City of Raleigh, this Thirteenth day of April in the year of our Lord, One Thousand Nine Hundred Ninety-Nine.

S/ James B. Hunt, Jr.
Governor

S/ Elaine F. Marshall
Secretary of State

The Speaker appoints Representatives Daughtry, Baddour, Blue, Capps, Eddins, Ellis, Hensley, Miner, and Mosley as an escort committee for James Arthur Pope.

The following oath of office is administered to Mr. Pope by Chief Justice Burley B. Mitchell, Jr., North Carolina Supreme Court.

**OATH FOR MEMBER OF THE
HOUSE OF REPRESENTATIVES
1999 SESSION**

"I, JAMES ARTHUR POPE, do solemnly swear (or affirm) that I will support and maintain the Constitution and laws of the United States; so help me God; and

"I do solemnly and sincerely swear (or affirm) that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and

"I do swear (or affirm) that I will faithfully discharge the duties of the office of a Member of the 1999 House of Representatives according to the best of my skill and ability, according to law; so help me God."

The committee escorts Representative Pope to his seat in the Chamber.

The Speaker appoints Representative Pope to the following committees: Election Law and Campaign Finance Reform; Ethics; Finance; Judiciary IV; Select Committee on the Tobacco Settlement; and Ways and Means.

ENROLLED BILL

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 269, AN ACT TO AUTHORIZE THE TOWN OF HUNTERSVILLE TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET.

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representatives Crawford and Goodwin, Chairs, for the Committee on Mental Health:

H.B. 298, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE MONITORING AND SUPERVISION OF PERSONS ON CONDITIONAL RELEASE FROM STATE PSYCHIATRIC HOSPITALS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary I.

The committee substitute bill is re-referred to the Committee on Judiciary I. The original bill is placed on the Unfavorable Calendar.

By Representative Jarrell for the Committee on Local Government II:

H.B. 684, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWNS OF APEX, CARY, GARNER, AND MORRISVILLE TO ADOPT ORDINANCES REGULATING REMOVAL, REPLACEMENT, AND PRESERVATION OF TREES AND SHRUBS WITHIN THE TOWNS AND THE TOWNS' EXTRATERRITORIAL PLANNING JURISDICTION, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 749, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DISTRIBUTION OF THE NET PROFITS FROM THE SALE OF ALCOHOLIC BEVERAGES BY THE CITY OF BELMONT LOCAL ABC SYSTEM, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

S.J.R. 913, A JOINT RESOLUTION INVITING THE HONORABLE BURLEY B. MITCHELL, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

By Representative Michaux for the Committee on Pensions and Retirement:

H.B. 43, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY PENSION FOR MEMBERS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 229, A BILL TO BE ENTITLED AN ACT TO PROVIDE COST-OF-LIVING INCREASES FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives Alexander and Bonner, Chairs, for the Committee on Election Law and Campaign Finance Reform:

H.B. 921, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE CAMPAIGN FINANCE LAWS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Warner and Yongue, Chairs, for the Committee on Education:

H.B. 260, A BILL TO BE ENTITLED AN ACT TO UPDATE AND MAKE TECHNICAL CHANGES TO THE COMMUNITY COLLEGE LAWS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Wright for the Committee on Health:

H.B. 254, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE ABUSE OR NEGLECT OF A PATIENT AT A HEALTH CARE FACILITY OR A RESIDENTIAL CARE FACILITY THAT DOES NOT RESULT IN SERIOUS BODILY INJURY OR DEATH IS A MISDEMEANOR, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

By Representative Mosley for the Committee on State Personnel:

H.B. 821, A BILL TO BE ENTITLED AN ACT TO RELOCATE THE NORTH CAROLINA GOVERNMENT COMPETITION COMMISSION FROM THE DEPARTMENT OF COMMERCE TO THE OFFICE OF STATE BUDGET AND MANAGEMENT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Gulley for the Committee on Wildlife Resources:

H.B. 236, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE BAITING OF ANIMALS AND TO MAKE CORRECTIONS IN THE LAW REGARDING THE MANDATORY SUSPENSION OF HUNTING LICENSES AND PERMITS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton for the Committee on Judiciary III:

H.B. 669, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF STATE FUNDS FOR JURY CONSULTANTS, with an unfavorable report.

The bill is placed on the Unfavorable Calendar.

H.B. 670, A BILL TO BE ENTITLED AN ACT TO REQUEST THE NORTH CAROLINA SUPREME COURT TO CONSIDER AND ADOPT

RULES TO EXPEDITE APPEALS FROM CAPITAL CASES THAT INCLUDE A SENTENCE OF DEATH, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 908, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF ROBBERY WITH A CHEMICAL AGENT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

CALENDAR

Action is taken on the following:

H.B. 863, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF ST. JAMES, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hill, Holmes, Horn, Howard, Insko, Jarrell, Jeffus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Michaux, Miller, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Sherrill, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 105.

Voting in the negative: None.

Excused absences: Representatives Carpenter, Gray, Smith, and Wood - 4.

H.B. 811, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF HAVELOCK TO INCREASE THE TERM OF THE MAYOR FROM TWO YEARS TO FOUR YEARS BEGINNING WITH THE REGULAR MUNICIPAL ELECTION IN 2001, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 474**, A BILL TO BE ENTITLED AN ACT TO REDUCE THE MEMBERSHIP OF THE BERTIE COUNTY ABC BOARD FROM FIVE TO THREE MEMBERS AND TO ALLOW THE APPOINTMENT OF A NEW BERTIE COUNTY ABC BOARD, passes its second reading, and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 478**, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF THREATENING JUDGES, DISTRICT ATTORNEYS, AND OTHER COURT OFFICERS.

Representative Braswell offers Amendment No. 1 which is adopted by electronic vote (111-2).

The bill, as amended, passes its second reading by electronic vote (113-2).

Representative Thompson objects to the third reading. The bill remains on the Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Michaux and without objection, **H.B. 95**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CONSUMER FINANCE ACT TO INCREASE THE AMOUNT OF LOANABLE ASSETS REQUIRED BEFORE AN ENTITY IS LICENSED TO ENGAGE IN BUSINESS IN THE STATE, TO REVISE THE AMOUNT OF, AND MAXIMUM RATE OF INTEREST FOR, SMALL LOANS, TO ESTABLISH A LOAN PROCESSING FEE FOR CERTAIN LOANS, TO REPEAL OBSOLETE PROVISIONS OF LAW, AND TO MAKE CONFORMING CHANGES, is withdrawn from the Calendar and placed on the Calendar of April 20.

BILL PLACED ON CALENDAR

Pursuant to Rule 36(b) and without objection, Representative Culpepper places **S.J.R. 913**, A JOINT RESOLUTION INVITING THE HONORABLE BURLEY B. MITCHELL, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, on today's Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR (continued)

Committee Substitute for **H.B. 304**, A BILL TO BE ENTITLED AN ACT TO PROVIDE CRIMINAL PENALTIES FOR FRAUDULENT MISREPRESENTATION INVOLVING CHILD CARE SUBSIDIES AND TO PROVIDE COUNTIES A FINANCIAL INCENTIVE TO INVESTIGATE AND PURSUE FRAUD IN CHILD CARE PAYMENTS.

Representative Earle offers Amendment No. 1 which is adopted by electronic vote (113-1).

The bill, as amended, passes its second reading, by electronic vote (109-2), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 239**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING PROPERTY TRANSFERS BETWEEN COMMUNITY COLLEGE BOARDS OF TRUSTEES AND COUNTIES FOR COMMUNITY COLLEGE PURPOSES, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hill, Holmes, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Saunders, Setzer, Sexton, Sherrill, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, Womble, Wright, and Yongue - 107.

Voting in the negative: Representatives Allred, Creech, Eddins, Hiatt, Howard, Morgan, Russell, and G. Wilson - 8.

Excused absences: Representatives Carpenter, Gray, Smith, and Wood - 4.

Committee Substitute for **H.B. 275**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A ZERO UNEMPLOYMENT INSURANCE TAX RATE FOR MORE EMPLOYERS WITH POSITIVE EXPERIENCE RATINGS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 477**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ESTABLISHMENT OF CAMPUS LAW ENFORCEMENT AGENCIES AT COMMUNITY COLLEGES.

Representative Jeffus offers Amendment No. 1 which is adopted by electronic vote (111-1).

The bill, as amended, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 906, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF PHARMACY TO ENTER INTO AGREEMENTS WITH PHARMACIST PEER REVIEW ORGANIZATIONS FOR IMPAIRED PHARMACISTS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

RE-REFERRALS

On motion of Representative Culpepper and without objection, **H.B. 958**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT CONFIDENTIAL INFORMATION OBTAINED BY HEALTH MAINTENANCE ORGANIZATIONS OR PROVIDER SPONSORED ORGANIZATIONS MAY BE DISCLOSED PURSUANT TO COURT ORDER FOR CERTAIN PURPOSES, is withdrawn from the Select Committee on Health Care Delivery and re-referred to the Committee on Public Health.

On motion of Representative Culpepper and without objection, **H.B. 512**, A BILL TO BE ENTITLED AN ACT TO LICENSE ASSISTED LIVING RESIDENCE ADMINISTRATORS, is withdrawn from the Committee on Finance and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Culpepper and without objection, **H.B. 938**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ONLY THE STATE MAY BRING CERTAIN CIVIL ACTIONS AGAINST FIREARMS OR AMMUNITION MARKETERS, MANUFACTURERS, DISTRIBUTORS, DEALERS, SELLERS, OR TRADE ASSOCIATIONS, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Judiciary III.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair and without objection, **H.B. 677**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRAHAM, HAYWOOD, JACKSON, MADISON, AND SWAIN COUNTIES TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY, is withdrawn from the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Rules, Calendar, and Operations of the House.

SUBCOMMITTEE REFERRAL

Representatives Warner and Yongue, Chairs, for the Standing Committee on Education, refer **H.B. 517**, A BILL TO BE ENTITLED AN ACT REGARDING THE COMPUTATION OF DROPOUT RATES FOR THE ABCs PROGRAM, to the Permanent Subcommittee on Pre-school, Elementary and Secondary Education.

Representative Culpepper moves, seconded by Representative Daughtry, that the House adjourn, subject to the first reading and reference to committee of bills, and the receipt of Messages from the Senate, to reconvene Monday, April 19, 1999, at 6:45 p.m.

The motion carries.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Mosley (by request) and Cox:

H.B. 1054, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL ACTIVITY BUSES TO STOP AT ALL RAILROAD CROSSINGS, is referred to the Committee on Highway Safety.

By Representative Miller:

H.B. 1055, A BILL TO BE ENTITLED AN ACT RELATING TO THE NORTH CAROLINA RADIATION PROTECTION ACT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Miller:

H.B. 1056, A BILL TO BE ENTITLED AN ACT TO CHANGE THE LIMITATION WITHIN WHICH A PRODUCT LIABILITY CASE MAY BE BROUGHT FROM SIX YEARS TO FIFTEEN YEARS AFTER THE DATE OF PURCHASE, is referred to the Committee on Judiciary I.

By Representative Jeffus:

H.B. 1057, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE STATE'S PARTICIPATION IN THE MORTGAGE CREDIT CERTIFICATE PROGRAM ADMINISTERED BY THE NORTH CAROLINA HOUSING FINANCE AGENCY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Jeffus, Adams, Mosley, and Wainwright:

H.B. 1058, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE PAYMENT OF THE PARTICIPATION FEE FOR TEACHERS WHO PARTICIPATE A SECOND TIME IN THE NATIONAL BOARD FOR PROFESSIONAL TEACHING STANDARDS (NBPTS) CERTIFICATION PROGRAM, is referred to the Committee on Appropriations.

By Representatives Jeffus, Adams, Baddour, Barefoot, Bridgeman, Mosley, and Wainwright:

H.B. 1059, A BILL TO BE ENTITLED AN ACT TO CREATE A HEALTHY SCHOOL ENVIRONMENT IN OUR PUBLIC SCHOOLS BY HIRING ONE HUNDRED FIFTY SCHOOL NURSES PER YEAR TO REACH A RATIO OF ONE SCHOOL NURSE FOR EVERY SEVEN HUNDRED FIFTY STUDENTS BY THE YEAR 2010, is referred to the Committee on Appropriations.

By Representatives Buchanan, Alexander, Arnold, Barbee, Barefoot, Berry, Bonner, Boyd-McIntyre, Brown, Brubaker, Carpenter, Church, Crawford, Culp, Culpepper, Cunningham, Davis, Dockham, Earle, Easterling, Edwards, Ellis, Fitch, Hardaway, Hill, Howard, Hunter, Hurley, Justus, Kiser, McAllister, McCombs, McCrary, McMahan, Michaux, Mitchell, Mosley, Oldham, Owens, Rogers, Saunders, Sexton, Starnes,

Sutton, Tallent, Tolson, Wainwright, G. Wilson, Womble, Wright, and Yongue:

H.B. 1060, A BILL TO BE ENTITLED AN ACT ESTABLISHING LONGEVITY PAYMENTS FOR MEMBERS OF THE GENERAL ASSEMBLY, is referred to the Committee on Ways and Means and, if favorable, to the Committee on Appropriations.

By Representatives McAllister, Adams, and Edwards:

H.B. 1061, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE RULE-MAKING AUTHORITY OF LOCAL BOARDS OF HEALTH, is referred to the Committee on Public Health.

By Representatives Morris, Baddour, Cansler, and Hurley:

H.B. 1062, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AREA MENTAL HEALTH PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Decker, Daughtry, Gardner, Howard, and C. Wilson:

H.B. 1063, A BILL TO BE ENTITLED AN ACT TO REQUIRE ABORTION CLINICS TO MEET THE LICENSURE REQUIREMENTS FOR AMBULATORY SURGICAL FACILITIES IN ORDER TO OBTAIN CERTIFICATION, is referred to the Select Committee on Health Care Delivery.

By Representatives Decker, Cansler, Daughtry, Gardner, Gillespie, Howard, Thompson, and C. Wilson:

H.B. 1064, A BILL TO BE ENTITLED AN ACT TO REQUIRE A TWENTY-FOUR-HOUR WAITING PERIOD AND THE INFORMED CONSENT OF A PREGNANT WOMAN BEFORE AN ABORTION MAY BE PERFORMED, is referred to the Committee on Health and, if favorable, to the Committee on Judiciary I.

By Representatives Decker and Gibson (Primary Sponsors); Arnold, Berry, Brown, Cansler, Capps, Carpenter, Clary, Creech, Davis, Eddins, Edwards, Ellis, Gillespie, Gulley, Kiser, Morris, Setzer, Sexton, Starnes, Tallent, Teague, Thompson, Walend, and G. Wilson:

H.B. 1065, A BILL TO BE ENTITLED AN ACT TO PROVIDE RECIPROCAL CONCEALED HANDGUN RIGHTS TO CONCEALED

HANDGUN PERMIT HOLDERS OF OTHER STATES, is referred to the Committee on Judiciary III.

By Representatives Decker, Baker, Brown, Cansler, Capps, Carpenter, Clary, Culp, Daughtry, Davis, Eddins, Esposito, Gardner, Gillespie, Gulley, Howard, Kiser, McComas, Moore, Morris, Rayfield, Russell, Setzer, Sexton, Tallent, Teague, Thompson, Walend, C. Wilson, and G. Wilson:

H.B. 1066, A BILL TO BE ENTITLED AN ACT TO BAN PARTIAL-BIRTH ABORTIONS, is referred to the Committee on Judiciary I.

By Representative Sutton:

H.B. 1067, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATE'S DISCRETION IN CAPITAL SENTENCING, is referred to the Committee on Judiciary III.

By Representatives Alexander and Russell (Primary Sponsors); Allen, Baddour, Barefoot, Bonner, Bowie, Buchanan, Church, Daughtry, Dedmon, Earle, Easterling, Grady, Hackney, Hill, Holmes, McMahan, Mosley, Preston, Rayfield, Sherrill, Sutton, and Yongue:

H.J.R. 1068, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR. EDMUND STRUDWICK, THE FIRST PRESIDENT OF THE NORTH CAROLINA MEDICAL SOCIETY, ON THE SOCIETY'S ONE HUNDRED FIFTIETH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Alexander, Adams, Allen, Baddour, Cansler, Earle, Mosley, Nesbitt, and Sherrill:

H.B. 1069, A BILL TO BE ENTITLED AN ACT RECLASSIFYING CERTIFIED CLINICAL SOCIAL WORKERS AS LICENSED CLINICAL SOCIAL WORKERS AND REVISING THE FEES AND QUALIFICATIONS FOR CERTIFICATION AND LICENSURE OF SOCIAL WORKERS, is referred to the Committee on Finance.

By Representative Alexander:

H.B. 1070, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE GENERAL STATUTES CONCERNING THE ISSUANCE OF A MARRIAGE LICENSE, is referred to the Committee on Judiciary I.

By Representatives Alexander, Jeffus, McLawhorn, Setzer, Wainwright, and Warren:

H.B. 1071, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE HANDICAPPED PERSONS PROTECTION ACT, CHAPTER 168A OF THE GENERAL STATUTES, is referred to the Committee on Ways and Means.

By Representatives Alexander and Bonner (Primary Sponsors):

H.B. 1072, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS IN THE VOTER REGISTRATION LAWS AND OTHER ELECTION LAWS, is referred to the Committee on Election Law and Campaign Finance Reform.

By Representative Alexander:

H.B. 1073, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE ELECTION LAWS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Alexander:

H.B. 1074, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE ELECTION LAWS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Tucker and Wainwright:

H.B. 1075, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE STABILIZATION AND RENOVATION OF THE JONES COUNTY SUPERIOR COURTHOUSE, is referred to the Committee on Appropriations.

By Representative Cox:

H.B. 1076, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT FIRE SERVICE MAINS COMPLY WITH THE NORTH CAROLINA STATE BUILDING CODE, is referred to the Committee on Ways and Means.

By Representatives Hunter, Adams, and McAllister (Primary Sponsors); Clary, Gardner, Gibson, and Sherrill:

H.B. 1077, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE PRACTICE OF MIDWIFERY BY CERTIFIED PROFESSIONAL MIDWIVES, is referred to the Committee on Finance.

By Representatives Hunter, Hardaway, and Luebke:

H.B. 1078, A BILL TO BE ENTITLED AN ACT TO PROTECT SWINE GROWERS BY PROVIDING THAT SWINE OPERATION INTEGRATORS SHALL BE JOINTLY AND SEVERALLY LIABLE FOR FAILURE TO COMPLY WITH THE CONDITIONS OF A PERMIT FOR AN ANIMAL WASTE MANAGEMENT SYSTEM, is referred to the Committee on Agriculture.

By Representatives Hunter, Adams, Redwine, and Wainwright:

H.B. 1079, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE ESTABLISHMENT OF HEALTHY CAROLINIAN PARTNERSHIP INITIATIVES IN EACH COUNTY, is referred to the Committee on Appropriations.

By Representatives Allen, Alexander, Baddour, Cansler, Crawford, Dedmon, Fox, Gardner, Hackney, Hill, Hurley, Kinney, Thompson, Tolson, and Warner:

H.B. 1080, A BILL TO BE ENTITLED AN ACT TO ALLOW CONSUMERS TO BE PLACED ON A LIST OF RESIDENTIAL TELEPHONE SUBSCRIBERS WHO OBJECT TO TELEPHONE SOLICITATIONS AND PROHIBITING TELEPHONE SOLICITORS FROM MAKING CALLS TO PERSONS ON THAT LIST, is referred to the Committee on Public Utilities and, if favorable, to the Committee on Finance.

By Representatives Saunders, Alexander, Bridgeman, Cunningham, Earle, Easterling, Gulley, Hurley, McMahan, Rayfield, and C. Wilson:

H.B. 1081, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE INFORMATION TECHNOLOGY TRAINING CENTER FOR THE CHARLOTTE REGION AT CENTRAL PIEDMONT COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representative Saunders:

H.B. 1082, A BILL TO BE ENTITLED AN ACT TO ESTABLISH PENALTIES FOR SELLING CARS IN VIOLATION OF THE MOTOR

VEHICLE DEALERS AND MANUFACTURERS LICENSING LAW TO ESTABLISH EDUCATIONAL REQUIREMENTS REQUIRED FOR ISSUANCE AND RENEWAL OF LICENSURE FOR USED MOTOR VEHICLE DEALERS, AND TO INCREASE FEES, is referred to the Committee on Judiciary IV and, if favorable, to the Committee on Finance.

By Representatives Alexander and Adams:

H.B. 1083, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE ARTHRITIS EDUCATION TASK FORCE AND TO APPROPRIATE FUNDS THEREFOR, is referred to the Committee on Health and, if favorable, to the Committee on Appropriations.

By Representative McMahan:

H.B. 1084, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO ISSUE BONDS TO PURCHASE LAND FOR MULTIPLE USE FOR COUNTY, COMMUNITY COLLEGE, AND PUBLIC SCHOOL PURPOSES, is referred to the Committee on Finance.

By Representative McMahan:

H.B. 1085, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF TRANSITWAYS, is referred to the Committee on Transportation.

By Representative Wood:

H.B. 1086, A BILL TO BE ENTITLED AN ACT TO CAP THE STUDENT CAPACITY OF SCHOOLS CONSTRUCTED AFTER JANUARY 1, 2000, is referred to the Committee on Education.

By Representatives Wood and Luebke:

H.B. 1087, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE STATE ETHICS ACT, TO CREATE THE STATE ETHICS COMMISSION, TO ESTABLISH ETHICAL STANDARDS FOR STATE PUBLIC OFFICERS, STATE EMPLOYEES, AND APPOINTEES TO NONADVISORY STATE BOARDS AND COMMISSIONS, TO REQUIRE PUBLIC DISCLOSURE OF ECONOMIC INTERESTS, TO PROVIDE FOR ETHICS EDUCATION, TO MAKE CONFORMING CHANGES, AND TO MAKE AN APPROPRIATION THEREFOR, is referred to the Committee on Ethics and, if favorable, to the Committee on Appropriations.

By Representatives Barefoot and Hill:

H.B. 1088, A BILL TO BE ENTITLED AN ACT TO IMPROVE AND MODERNIZE THE TORRENS LAND TITLE REGISTRATION PROCEDURES OF THE STATE, is referred to the Committee on Judiciary II.

By Representative Arnold:

H.B. 1089, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE NORTH CAROLINA RATE BUREAU TO RECLASSIFY SWEET POTATOES FOR THE PURPOSE OF WORKERS' COMPENSATION INSURANCE, is referred to the Committee on Insurance.

By Representatives Moore and Warner:

H.B. 1090, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE AN INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS SPECIAL REGISTRATION PLATE, is referred to the Committee on Finance.

By Representative Wood:

H.B. 1091, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN EARLIER DATE FOR THE PRESIDENTIAL PRIMARY, is referred to the Committee on Election Law and Campaign Finance Reform.

By Representatives Howard, Cansler, and Dockham:

H.B. 1092, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE STATE TO DEFEND CERTAIN COUNTY SOCIAL WORKERS FROM LIABILITY ARISING FROM THE GOOD FAITH PERFORMANCE OF THEIR OFFICIAL DUTIES, is referred to the Committee on Ways and Means.

By Representatives Dockham and Hurley:

H.B. 1093, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING INSURANCE PREMIUM FINANCING, is referred to the Committee on Insurance.

By Representatives McMahan and Hardaway:

H.B. 1094, A BILL TO BE ENTITLED AN ACT TO ALLOW TEENAGERS WHO ARE FIFTEEN YEARS OLD TO WORK AT CERTAIN PLACES THAT SELL ALCOHOLIC BEVERAGES, is referred to the Committee on Alcoholic Beverage Control.

By Representatives Allen and Cansler:

H.B. 1095, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LICENSURE OF CLINICAL PHARMACIST PRACTITIONERS, is referred to the Committee on Health and, if favorable, to the Committee on Finance.

By Representatives Hill and Redwine:

H.B. 1096, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE QUALITY OF DOCUMENTS RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS, is referred to the Committee on Judiciary II.

By Representatives Arnold and Yongue (Primary Sponsors):

H.B. 1097, A BILL TO BE ENTITLED AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY STRATEGIES FOR INCREASING THE NUMBER OF DAYS OF INSTRUCTION IN THE SCHOOL YEAR, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hackney:

H.B. 1098, A BILL TO BE ENTITLED AN ACT TO AMEND THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973, is referred to the Committee on Environment and Natural Resources.

By Representative Hackney:

H.B. 1099, A BILL TO BE ENTITLED AN ACT TO ESTABLISH CERTAIN LIMITS FOR THE SULFUR CONTENT OF GASOLINE, is referred to the Committee on Environment and Natural Resources.

By Representative Haire:

H.B. 1100, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISIONS FOR THE RESIGNATION, REMOVAL, AND RENUNCIATION OF TRUSTEES AND FOR THE APPOINTMENT OF SUCCESSOR TRUSTEES, is referred to the Committee on Judiciary IV.

By Representatives Cansler, Sherrill, and Walend (Primary Sponsors); Nesbitt, Russell, and Thompson:

H.B. 1101, A BILL TO BE ENTITLED AN ACT TO PROVIDE BONUSES UNDER THE ABCs OF EDUCATION PROGRAM TO

NONCERTIFIED PUBLIC SCHOOL EMPLOYEES, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Dedmon, Barefoot, and Clary:

H.B. 1102, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE MERGER OF THE CLEVELAND COUNTY AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES PROGRAM WITH THE GASTON-LINCOLN AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES AUTHORITY, is referred to the Committee on Appropriations.

By Representatives Gibson and Mosley:

H.B. 1103, A BILL TO BE ENTITLED AN ACT AMENDING THE EXECUTIVE BUDGET ACT TO ALLOW A SPECIAL RECOGNITION AWARD PROGRAM FOR STATE EMPLOYEES, is referred to the Committee on State Personnel.

By Representatives Gibson and Mosley:

H.B. 1104, A BILL TO BE ENTITLED AN ACT CLARIFYING THE DESIGNATION OF EXEMPT POSITIONS IN STATE GOVERNMENT EMPLOYMENT, is referred to the Committee on State Personnel.

By Representative Gibson:

H.B. 1105, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHICH ESTABLISHMENTS ARE SUBJECT TO REGULATION AS FOOD AND LODGING FACILITIES UNDER CHAPTER 130A OF THE GENERAL STATUTES, is referred to the Committee on Public Health.

By Representative Gibson:

H.B. 1106, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PRIVILEGE FOR AUDITS CONDUCTED BY INSURERS, is referred to the Committee on Insurance and, if favorable, to the Committee on Judiciary I.

By Representatives Gardner, Luebke, and Russell:

H.B. 1107, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PARENTAL CONSENT FOR CERTAIN STUDENTS WHO COMPLETE

CREDIT CARD APPLICATIONS AND TO PROHIBIT DEBT COLLECTION PRACTICES AGAINST CERTAIN PARENTS, is referred to the Committee on Education.

By Representative Thomas:

H.B. 1108, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO REVIEW ITS CURRENT PROCEDURES CONCERNING THE ISSUING OF PERMITS FOR OPEN BURNING, is referred to the Committee on Environment and Natural Resources.

By Representatives Gibson, Baddour, and Mosley:

H.B. 1109, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE EXECUTIVE ADMINISTRATOR OF THE STATE HEALTH PLAN TO PROVIDE INFORMATION TO PARTICIPANTS IN THE STATE HEALTH PLAN REGARDING DIFFERENCES IN COVERAGE BETWEEN THE STATE HEALTH PLAN AND PREPAID PLANS OFFERED TO PARTICIPANTS, is referred to the Select Committee on Health Care Delivery.

By Representatives Wright, Hill, and Wainwright:

H.B. 1110, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EDUCATE THE GENERAL PUBLIC AND TO INCREASE AWARENESS OF HEPATITIS C AS A PUBLIC HEALTH TREAT IN NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representative Wright:

H.B. 1111, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CITY OF WILMINGTON FOR THE PURCHASE OF A FIREBOAT, is referred to the Committee on Appropriations.

By Representatives Wright and Redwine:

H.B. 1112, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE WILMINGTON HARBOR DEEPENING PROJECT, is referred to the Committee on Appropriations.

By Representative Wright:

H.B. 1113, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RESTORATION OF THE HISTORIC PINE FOREST CEMETERY IN THE CITY OF WILMINGTON, is referred to the Committee on Appropriations.

By Representatives Wright and Wainwright:

H.B. 1114, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO PROVIDE AMBULANCE SERVICE WITHOUT OBTAINING APPROVAL FROM COUNTIES, is referred to the Committee on Ways and Means.

By Representatives Wright, Redwine, and Wainwright:

H.B. 1115, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS TO THE STATE PORTS, is referred to the Committee on Appropriations.

By Representatives Wright, Adams, and Hardaway:

H.B. 1116, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE COMMISSION ON IMPROVING THE ACADEMIC ACHIEVEMENT OF MINORITY AND AT-RISK STUDENTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wright:

H.B. 1117, A BILL TO BE ENTITLED AN ACT TO DIVIDE SUPERIOR COURT DISTRICT 5 INTO A SET OF DISTRICTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wright:

H.B. 1118, A BILL TO BE ENTITLED AN ACT TO LIMIT LIABILITY WHEN A PERSON USES AN AUTOMATED EXTERNAL DEFIBRILLATOR TO RENDER EMERGENCY TREATMENT TO SAVE THE LIFE OF A PERSON IN CARDIAC ARREST, is referred to the Committee on Health.

By Representatives Wright, Edwards, Baddour, and Cansler (Primary Sponsors); Bowie, Hardaway, Horn, Luebke, McMahan, Miner, Sherrill, and Smith:

H.B. 1119, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT HEALTH BENEFIT PLANS IN NORTH CAROLINA PROVIDE

COVERAGE FOR ANESTHESIA AND HOSPITAL CHARGES IN CERTAIN CASES INVOLVING YOUNG CHILDREN, PERSONS WITH SERIOUS MENTAL OR PHYSICAL CONDITIONS, AND PERSONS WITH SIGNIFICANT BEHAVIORAL PROBLEMS, WHERE THE AGE OR CONDITION OR PROBLEM REQUIRES HOSPITALIZATION OR GENERAL ANESTHESIA IN ORDER TO SAFELY AND EFFECTIVELY PERFORM DENTAL PROCEDURES ON THE PATIENT INVOLVED, is referred to the Committee on Insurance.

By Representative Wright:

H.B. 1120, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE PUBLIC HOSPITALS TO ENGAGE IN INSTALLMENT PURCHASE FINANCING AND TO ISSUE REVENUE ANTICIPATION NOTES, is referred to the Committee on Ways and Means.

By Representatives Arnold and Cansler (Primary Sponsors):

H.B. 1121, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO FULLY FUND THE SCHOOL BUS EFFICIENCY FORMULA, is referred to the Committee on Appropriations.

By Representatives Braswell, Allen, and Alexander (Primary Sponsors):

H.B. 1122, A BILL TO BE ENTITLED AN ACT TO CREATE A TOBACCO RESERVE FUND FOR TOBACCO PRODUCT MANUFACTURERS NOT PARTICIPATING IN THE MASTER SETTLEMENT AGREEMENT WITH THE STATE OF NORTH CAROLINA, is referred to the Select Committee on the Tobacco Settlement.

By Representatives Mosley, Baddour, Barefoot, Cox, Sutton, and Womble:

H.B. 1123, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN PROVIDES BENEFITS ON A CALENDAR YEAR BASIS, AND TO PROVIDE FOR A PRESCRIPTION DRUG CARD BENEFIT, is referred to the Committee on Insurance.

By Representatives Mosley (by request), Allred, and Barefoot:

H.B. 1124, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE

REGULATION OF TOWNHOME ASSOCIATIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hackney:

H.B. 1125, A BILL TO BE ENTITLED AN ACT TO CONFORM THE DEFINITION OF AN INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE UNDER THE INACTIVE HAZARDOUS SITES RESPONSE ACT OF 1987 TO FEDERAL LAW, is referred to the Committee on Environment and Natural Resources.

By Representative Hackney:

H.B. 1126, A BILL TO BE ENTITLED AN ACT TO PROHIBIT NONCOMPETITION CLAUSES IN MEDICAL PROVIDER CONTRACTS, is referred to the Committee on Insurance.

By Representative Smith:

H.B. 1127, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF ENVIRONMENTAL HEALTH OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO CONDUCT A STUDY INVOLVING INTERESTED PARTIES TO REVIEW AND REVISE THE CURRENT PROCEDURES CONCERNING COFFEE POTS AND ICE BUCKETS PROVIDED BY LODGING ESTABLISHMENTS IN GUEST ROOMS AND TO SUSPEND CURRENT APPLICABLE RULES UNTIL REVISED RULES HAVE BEEN ADOPTED AS TEMPORARY RULES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Smith:

H.B. 1128, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO IMPOSE A MORATORIUM ON ADDITIONAL WASTE, SEWER LINES, AND SEWER CONNECTIONS TO A TREATMENT WORKS THAT DISCHARGES FIVE HUNDRED THOUSAND GALLONS OR MORE OF WASTE THAT IS NOT TREATED IN ACCORDANCE WITH PERMIT REQUIREMENTS, is referred to the Committee on Environment and Natural Resources.

By Representative Tolson:

H.B. 1129, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF THE

SECRETARY OF STATE FOR THE IMPLEMENTATION OF THE ELECTRONIC COMMERCE DEMONSTRATION PROJECT, is referred to the Committee on Appropriations.

By Representatives Tolson, Cansler, and Hurley:

H.B. 1130, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA TORT CLAIMS ACT TO PROVIDE IMMUNITY FROM LIABILITY FOR TORT DAMAGES BASED ON CERTAIN COMPUTER FAILURES, TO PROTECT THE STATE FROM BREACHING CONTRACTS DUE TO CERTAIN COMPUTER FAILURES, AND TO PROTECT STATE AND LOCAL GOVERNMENT EMPLOYEES FROM PERSONAL LIABILITY DUE TO CERTAIN COMPUTER FAILURES, is referred to the Committee on Judiciary I.

By Representatives Walend and Nesbitt (Primary Sponsors); Barefoot, Cansler, Church, Culp, Luebke, and Sherrill:

H.B. 1131, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATE TORT CLAIM LIMIT, is referred to the Committee on Judiciary I.

By Representatives Insko and Gardner:

H.B. 1132, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE PRESERVATION OF FARMLAND, TO PROMOTE SMALL, FAMILY-OWNED FARMS, AND TO CHANGE THE DEFINITION OF SUBDIVISIONS SUBJECT TO REGULATION UNDER CHAPTER 153A OF THE GENERAL STATUTES, is referred to the Committee on Agriculture.

By Representatives Hackney and Luebke:

H.B. 1133, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INSURER PROVIDING A HEALTH BENEFIT PLAN IS LIABLE FOR DAMAGES FOR HARM TO ITS INSURED OR ENROLLEES CAUSED BY THE INSURER'S FAILURE TO EXERCISE ORDINARY CARE, is referred to the Committee on Judiciary I.

By Representative Insko:

H.B. 1134, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE HORACE WILLIAMS CAMPUS TRUST FUND, TO AUTHORIZE THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO ISSUE REVENUE BONDS FOR THE DEVELOPMENT

OF THE HORACE WILLIAMS CAMPUS, TO EXEMPT THE HORACE WILLIAMS CAMPUS FROM THE UMSTEAD ACT, AND TO MAKE VARIOUS CONFORMING CHANGES, is referred to the Committee on Finance.

By Representatives Hackney, Bowie, and Wainwright (Primary Sponsors); and Barefoot:

H.B. 1135, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNOR'S DWI TASK FORCE, is referred to the Committee on Judiciary I.

By Representatives Culp, Allred, Brown, Carpenter, Dockham, Earle, Gibson, Hackney, Insko, Jarrell, Jeffus, Luebke, McCombs, Miner, Morris, Mosley, Russell, Sexton, Starnes, Teague, Tolson, and G. Wilson:

H.B. 1136, A BILL TO BE ENTITLED AN ACT TO ENHANCE AIR AND WATER QUALITY AND PROTECT THE ENVIRONMENT BY ALLOWING ELECTRIC CUSTOMERS TO PROVIDE FINANCIAL SUPPORT TO PRODUCERS OF RENEWABLE RESOURCE ENERGY, is referred to the Committee on Public Utilities.

By Representatives McComas and Gibson:

H.B. 1137, A BILL TO BE ENTITLED AN ACT TO ALLOW SUNDAY HUNTING ON LARGE TRACTS OF PRIVATE PROPERTY, is referred to the Committee on Wildlife Resources.

By Representative McComas:

H.B. 1138, A BILL TO BE ENTITLED AN ACT ESTABLISHING A COMMITTEE ON ORTHOPAEDIC PHYSICIAN ASSISTANTS AND A SYSTEM TO CERTIFY ORTHOPAEDIC PHYSICIAN ASSISTANTS, is referred to the Committee on Health.

By Representatives McComas, Redwine, and Wright:

H.B. 1139, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A NEW BUILDING FOR THE WATSON SCHOOL OF EDUCATION AT THE UNIVERSITY OF NORTH CAROLINA AT WILMINGTON, is referred to the Committee on Appropriations.

By Representative McComas:

H.R. 1140, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF JOSHUA G. WRIGHT FOR WHOM THE TOWN OF WRIGHTSVILLE BEACH IS NAMED UPON THE TOWN'S ONE HUNDREDTH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Buchanan:

H.B. 1141, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MONTHLY WIRELESS ENHANCED 911 SERVICE CHARGE MAY NOT BE LEVIED AGAINST A CONNECTION BELONGING TO A PERSON IN A COUNTY THAT DOES NOT HAVE AT LEAST NINETY-FIVE PERCENT SERVICE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Buchanan:

H.B. 1142, A BILL TO BE ENTITLED AN ACT TO ENSURE THE SAFETY OF PERSONS SUBJECT TO THE USE OF RESTRAINTS, is referred to the Committee on Mental Health.

By Representative Buchanan:

H.B. 1143, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY EXPENSE ALLOWANCE, PER DIEM RATE, AND MILEAGE REIMBURSEMENT OF MEMBERS OF THE GENERAL ASSEMBLY, is referred to the Committee on Ways and Means.

By Representative Michaux:

H.B. 1144, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE RECORDING OF COMMUNICATIONS WITHOUT CONSENT, is referred to the Committee on Judiciary II.

By Representatives Michaux, Adams, Miller, and Wainwright:

H.B. 1145, A BILL TO BE ENTITLED AN ACT TO CLOSE A LOOPHOLE IN THE MINIMUM HOUSING STANDARDS ACT AS IT APPLIES TO MUNICIPALITIES LOCATED IN COUNTIES WITH POPULATIONS IN EXCESS OF FIFTY-EIGHT THOUSAND PEOPLE BY THE LAST CENSUS WHERE THE OWNER CAN AVOID ORDERS TO REPAIR, REMOVE, OR DEMOLISH A RENTAL UNIT BY SIMPLY CLOSING IT, is referred to the Committee on Ways and Means.

By Representatives Michaux and Wainwright:

H.B. 1146, A BILL TO BE ENTITLED AN ACT TO INCLUDE ADMINISTRATIVE LAW JUDGES AS MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, is referred to the Committee on Pensions and Retirement.

By Representatives Michaux and Wainwright:

H.B. 1147, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM AMOUNT A RETIREE CAN EARN BEFORE SUSPENSION OF THE RETIREE'S RETIREMENT ALLOWANCE, is referred to the Committee on Pensions and Retirement.

By Representatives Michaux, Adams, Hunter, and Wainwright:

H.B. 1148, A BILL TO BE ENTITLED AN ACT TO POSTPONE THE EFFECTIVE DATE ON THE STATEWIDE STUDENT PROMOTION STANDARDS ADOPTED BY THE STATE BOARD OF EDUCATION, is referred to the Committee on Education.

By Representative Jeffus:

H.B. 1149, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A GENERAL CONTRACTOR LICENSE IS REQUIRED FOR THE ERECTION OF A MODULAR BUILDING AND TO PROVIDE A LIMITED EXEMPTION FROM THIS REQUIREMENT FOR CERTAIN MODULAR COMMERCIAL STRUCTURES, is referred to the Committee on Ways and Means.

By Representatives Jeffus and Wainwright:

H.B. 1150, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ELECTION OF MEMBERS OF SCHOOL IMPROVEMENT TEAMS, is referred to the Committee on Education.

By Representative Jeffus:

H.B. 1151, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE AUTHORITY OF THE SCHOOL IMPROVEMENT TEAM WITH REGARD TO THE SCHOOL CALENDAR, is referred to the Committee on Education.

By Representatives Jeffus, Adams, Luebke, and Wainwright:

H.B. 1152, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW TO ENSURE THAT ALL TEACHERS RECEIVE A DUTY FREE PERIOD EACH DAY, is referred to the Committee on Education.

By Representatives Justus and Cansler:

H.B. 1153, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE NORTH CAROLINA MEDICAL BOARD TO ISSUE LIMITED VOLUNTEER LICENSES TO RETIRED PHYSICIANS WHO PROVIDE MEDICAL SERVICES TO INDIGENT PATIENTS WITHOUT COMPENSATION AND TO LIMIT THE LIABILITY OF SUCH RETIRED PHYSICIANS, is referred to the Committee on Finance.

By Representatives Michaux and Miller:

H.B. 1154, A BILL TO BE ENTITLED AN ACT TO REQUIRE A ONE-YEAR SUSPENSION FOR ANY STUDENT WHO BRINGS OR POSSESSES A FIREARM OR EXPLOSIVE ON SCHOOL PROPERTY OR AT A SCHOOL-SPONSORED OR SCHOOL-RELATED ACTIVITY ON OR OFF SCHOOL PROPERTY, is referred to the Committee on Education.

By Representatives Mosley, Adams, Barefoot, Cansler, Clary, Cox, McComas, Sutton, and Womble:

H.B. 1155, A BILL TO BE ENTITLED AN ACT TO FULLY FUND THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, is referred to the Committee on Appropriations.

By Representatives Crawford and Berry (Primary Sponsors); and Cansler:

H.B. 1156, A BILL TO BE ENTITLED AN ACT TO AMEND THE PSYCHOLOGY PRACTICE ACT, is referred to the Committee on Health.

By Representatives Nesbitt, Baddour, and Redwine:

H.B. 1157, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT THAT MAY BE IN CONTROVERSY IN SMALL CLAIMS COURT, is referred to the Committee on Judiciary I.

By Representatives Nesbitt and Sherrill (Primary Sponsors); and Cansler:

H.J.R. 1158, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE STATE EMPLOYEE COMPREHENSIVE COMPENSATION SYSTEM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Nesbitt and Sherrill:

H.B. 1159, A BILL TO BE ENTITLED AN ACT TO BE KNOWN AS TOBY'S LAW; TO IMPROVE THE ABILITY OF THE DIVISION OF SOCIAL SERVICES, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO PROTECT CHILDREN AND YOUTH FROM VIOLENCE PRONE CAREGIVERS, is referred to the Committee on Children, Youth and Families.

By Representatives Hackney and Hardaway:

H.B. 1160, A BILL TO BE ENTITLED AN ACT TO EXTEND THE PILOT PROGRAM UNDER WHICH THE DIVISION OF SOIL AND WATER CONSERVATION OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES CONDUCTS ALL INSPECTIONS OF ANIMAL WASTE MANAGEMENT SYSTEMS IN CERTAIN COUNTIES, is referred to the Committee on Environment and Natural Resources.

By Representative Wood:

H.B. 1161, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE GOVERNOR AND LIEUTENANT GOVERNOR RUN AS A JOINT TICKET IN THE GENERAL ELECTION, is referred to the Committee on Election Law and Campaign Finance Reform.

By Representative Wood:

H.B. 1162, A BILL TO BE ENTITLED AN ACT REGARDING STATE LEGISLATIVE TUITION GRANTS FOR SCHOOL EXPENSES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Luebke, Allen, and Miller:

H.B. 1163, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DEVELOPMENT OF AN EFFECTIVE AND EFFICIENT MEANS TO PROMOTE HEALTH INSURANCE COVERAGE FOR UNINSURED CHILDREN IN MODERATE-INCOME FAMILIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Luebke:

H.B. 1164, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING GUARANTEED ENERGY SAVINGS CONTRACTS FOR LOCAL GOVERNMENTAL UNITS TO TAKE SAVINGS ASSOCIATED WITH OPERATIONS COSTS INTO ACCOUNT, TO EXTEND THE CURRENT MAXIMUM DURATION OF THESE CONTRACTS, AND TO REPEAL THE SUNSET, is referred to the Committee on Ways and Means.

By Representative Luebke:

H.B. 1165, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT ALLOWED FOR SPECIAL ASSISTANCE LONG-TERM CARE RESIDENTS FOR PERSONAL NEEDS, is referred to Committee on Appropriations.

By Representatives Luebke and Hardaway:

H.B. 1166, A BILL TO BE ENTITLED AN ACT TO PROHIBIT FINANCIAL INSTITUTIONS FROM CHARGING CERTAIN FEES FOR THE USE OF AUTOMATED TELLER MACHINES, is referred to the Committee on Financial Institutions.

By Representative Moore:

H.B. 1167, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE LATERAL ENTRY PROGRAM FOR TEACHERS, is referred to the Committee on Education.

By Representative Moore:

H.B. 1168, A BILL TO BE ENTITLED AN ACT TO MODIFY THE EXEMPTION FROM THE "MASS GATHERINGS" STATUTE, is referred to the Committee on Public Health.

By Representative Thompson:

H.B. 1169, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AMENDMENTS TO THE GUBERNATORIAL SUCCESSION ACT SO IT IS CLEAR THAT THE PRESIDENT PRO TEMPORE OF THE SENATE CAN BECOME ACTING GOVERNOR IN THE ABSENCE OR DISABILITY OF THE GOVERNOR AND LIEUTENANT GOVERNOR, AND TO ALTERNATE BY YEAR BETWEEN THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

AND PRESIDENT PRO TEMPORE OF THE SENATE THE NEXT RANK BELOW THE LIEUTENANT GOVERNOR THE RIGHT TO BECOME ACTING GOVERNOR, is referred to the Committee on Judiciary I.

By Representative Russell:

H.B. 1170, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO STUDY THE NEED FOR ADDITIONAL ENGINEERS IN THE PLANT OPERATION SECTION OF THE DEPARTMENT OF PUBLIC INSTRUCTION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blue, Adams, and Mosley:

H.B. 1171, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR EXHIBITS AND UPFIT FOR THE NEW NORTH CAROLINA STATE MUSEUM OF NATURAL SCIENCES, is referred to the Committee on Appropriations.

By Representatives Blue and Cansler:

H.B. 1172, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT GIFT CERTIFICATES AND ELECTRONIC GIFT CARDS WITHOUT EXPIRATION DATES DO NOT ESCHEAT, is referred to the Committee on Education.

By Representative McCrary:

H.B. 1173, A BILL TO BE ENTITLED AN ACT TO LIMIT DISCLOSURE OF PERSONAL INFORMATION CONTAINED IN APPLICATIONS FOR LICENSES ISSUED BY THE PRIVATE PROTECTIVE SERVICES BOARD AND THE ALARM SYSTEMS LICENSING BOARD AND TO AUTHORIZE THE ALARM SYSTEMS LICENSING BOARD TO ISSUE AN APPRENTICESHIP REGISTRATION PERMIT, is referred to the Committee on Ways and Means.

By Representative Luebke:

H.B. 1174, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE QUALITY OF HOUSING IN THE STATE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Insko and Hackney:

H.B. 1175, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF A COUNTY TO REQUIRE BY ORDINANCE CERTAIN NOTICE OF PESTICIDE APPLICATION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Insko:

H.B. 1176, A BILL TO BE ENTITLED AN ACT TO PROTECT RESIDENTS IN CONTINUING CARE FACILITIES UPON THE LIQUIDATION OF A FACILITY OR THE INSOLVENCY OR BANKRUPTCY OF A PROVIDER BY IMPOSING A LIEN ON THE PROPERTY OF THE FACILITY OR THE PROVIDER, is referred to the Committee on Insurance.

By Representatives Ellis, Allred, Barefoot, Crawford, Hurley, Kiser, Mosley, and Smith:

H.B. 1177, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE LOCKSMITH LICENSING ACT, is referred to the Committee on Finance.

By Representatives Ellis and Pope (Primary Sponsors):

H.B. 1178, A BILL TO BE ENTITLED AN ACT TO REQUIRE COMPETENCY TESTING FOR ALL CERTIFIED STAFF MEMBERS AT LOW-PERFORMING SCHOOLS, is referred to the Committee on Education.

By Representatives Ellis and Pope (Primary Sponsors):

H.B. 1179, A BILL TO BE ENTITLED AN ACT TO CREATE BY STATUTE AN INDEPENDENT REDISTRICTING COMMISSION TO RECOMMEND TO THE GENERAL ASSEMBLY PLANS FOR CONGRESSIONAL AND LEGISLATIVE REDISTRICTING, is referred to the Committee on Election Law and Campaign Finance Reform.

By Representatives Ellis and Pope (Primary Sponsors):

H.B. 1180, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO LIMIT MEMBERS OF THE LEGISLATURE TO FOUR CONSECUTIVE TERMS IN A HOUSE, is referred to the Committee on Election Law and Campaign Finance Reform.

By Representatives Ellis and Pope (Primary Sponsors):

H.B. 1181, A BILL TO BE ENTITLED AN ACT TO ESTABLISH CRITERIA FOR REDISTRICTING, is referred to the Committee on Election Law and Campaign Finance Reform.

By Representative Barefoot:

H.B. 1182, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ALLOCATE ADDITIONAL RESOURCES TO LOCAL SCHOOL ADMINISTRATIVE UNITS EXPERIENCING A LOSS OF STUDENTS TO CHARTER SCHOOLS BUT AN OVERALL INCREASE IN AVERAGE DAILY MEMBERSHIP IN NONCHARTER SCHOOLS, is referred to the Committee on Education.

By Representative Wright:

H.B. 1183, A BILL TO BE ENTITLED AN ACT TO COORDINATE STATE AGENCY ACTIONS WITH STATE GUIDELINES AND LOCAL LAND-USE PLANS ADOPTED PURSUANT TO THE COASTAL AREA MANAGEMENT ACT, is referred to the Committee on Environment and Natural Resources.

By Representative Wright:

H.B. 1184, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MEMBERS OF A HOSPITAL AUTHORITY BOARD ARE A PUBLIC BODY AND HAVE THE RIGHT TO SUE AND BE SUED, is referred to the Committee on Judiciary III.

By Representatives Mitchell and Baker:

H.B. 1185, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE FOR THE MANDATORY TESTING FOR EQUINE INFECTIOUS ANEMIA AND TO APPROPRIATE FUNDS TO ENFORCE THE MANDATORY TESTING, is referred to the Committee on Appropriations.

By Representative Miner:

H.B. 1186, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GOVERNING THE UNEARNED PREMIUM RESERVE OF DOMESTIC TITLE COMPANIES, is referred to the Committee on Insurance.

By Representative Hunter:

H.B. 1187, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM TO PUT COMMUNICATION DEVICES ON SCHOOL BUSES, is referred to the Committee on Education.

By Representatives Boyd-McIntyre, Adams, Cole, Edwards, Hardaway, Jarrell, Jeffus, Luebke, Melton, Wainwright, and Womble:

H.B. 1188, A BILL TO BE ENTITLED AN ACT TO REQUIRE MEDICAL INSTITUTIONS AND UNIVERSITY HOSPITALS THAT RECEIVE STATE FUNDS TO INCLUDE WOMEN AS SUBJECTS IN MEDICAL RESEARCH PROJECTS, AS APPROPRIATE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Morris:

H.B. 1189, A BILL TO BE ENTITLED AN ACT TO LICENSE FIRE ALARM SYSTEM CONTRACTORS, is referred to the Committee on Finance.

By Representative Sexton:

H.B. 1190, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE "DESERT STORM VETERAN" SPECIAL REGISTRATION PLATES, is referred to the Committee on Finance.

By Representative Rogers:

H.B. 1191, A BILL TO BE ENTITLED AN ACT TO RELIEVE SMALL MUNICIPALITIES OF THE COSTS ASSOCIATED WITH UTILITY RELOCATIONS, is referred to the Committee on Transportation.

By Representatives Kinney and Hardaway:

H.B. 1192, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TRACING OF FIREARMS USED IN THE COMMISSION OF A CRIME, is referred to the Committee on Judiciary III.

By Representatives Nesbitt and Luebke:

H.B. 1193, A BILL TO BE ENTITLED AN ACT AUTHORIZING NURSE PRACTITIONERS, PHYSICIAN ASSISTANTS, AND CERTIFIED NURSE MIDWIVES TO CONDUCT PHYSICAL EXAMINATIONS IN CERTAIN CIRCUMSTANCES, is referred to the Select Committee on Health Care Delivery.

By Representatives Nesbitt and Luebke:

H.B. 1194, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT IT IS UNLAWFUL TO RECORD A TELEPHONE CONVERSATION WITHOUT THE CONSENT OF ALL PARTIES TO THE CONVERSATION, is referred to the Committee on Judiciary I.

By Representative Rogers:

H.B. 1195, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE COMMISSION ON CHILDREN WITH SPECIAL NEEDS, is referred to the Committee on Ways and Means.

By Representative Miller:

H.B. 1196, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR UNIFORM TAX TREATMENT OF CONSUMER FINANCE BUSINESSES, is referred to the Committee on Finance.

By Representative Miller:

H.B. 1197, A BILL TO BE ENTITLED AN ACT TO CONFORM TO THE FEDERAL STATUTE OF LIMITATIONS FOR WILLFUL FAILURE TO COMPLY WITH THE TAX LAWS, is referred to the Committee on Finance.

By Representative Miller:

H.B. 1198, A BILL TO BE ENTITLED AN ACT RELATING TO THE SOUTHEAST INTERSTATE LOW-LEVEL RADIOACTIVE WASTE MANAGEMENT COMPACT, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Miller:

H.B. 1199, A BILL TO BE ENTITLED AN ACT RELATING TO THE UTILITIES LAWS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Miller:

H.B. 1200, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE FREE FLOW OF INFORMATION TO THE PEOPLE OF NORTH CAROLINA BY CODIFYING THE JOURNALISTS' TESTIMONIAL PRIVILEGE, is referred to the Committee on Judiciary I.

By Representative Gibson:

H.B. 1201, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A VOLUNTARY PROGRAM REGARDING ENVIRONMENTAL EXCELLENCE PROGRAM AGREEMENTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Cansler:

H.B. 1202, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A CHILD IS DEEMED UNINSURED FOR PURPOSES OF HEALTH INSURANCE UNDER HEALTH CHOICE IF THE CHILD'S PARENT FAILS TO COMPLY WITH COURT-ORDERED HEALTH INSURANCE, is referred to the Committee on Judiciary II.

By Representatives Baker and Hill (Primary Sponsors):

H.B. 1203, A BILL TO BE ENTITLED AN ACT TO MODIFY THE REQUIREMENT FOR THE USE OF HELMETS BY OPERATORS AND PASSENGERS ON MOTORCYCLES AND TO INCREASE THE TAX ON PRIVATE MOTORCYCLE REGISTRATIONS THAT IS USED TO PROVIDE FUNDS FOR MOTORCYCLE SAFETY PROGRAMS, is referred to the Committee on Highway Safety and, if favorable, to the Committee on Finance.

By Representatives Culpepper and Hardaway:

H.B. 1204, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO RESTORE A DRIVERS LICENSE THAT HAS BEEN SUSPENDED DUE TO NONCOMPLIANCE WITH A FOREIGN JUDGMENT UNDER CERTAIN CIRCUMSTANCES, is referred to the Committee on Judiciary IV.

By Representative Gibson:

H.B. 1205, A BILL TO BE ENTITLED AN ACT CONCERNING MORTGAGE FEES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Insko:

H.B. 1206, A BILL TO BE ENTITLED AN ACT PERTAINING TO HEALTH INSURANCE PLAN PRECERTIFICATION REQUIREMENTS FOR MENTAL HEALTH BENEFITS, is referred to the Committee on Insurance.

By Representatives Culpepper, Hurley, and Mosley:

H.B. 1207, A BILL TO BE ENTITLED AN ACT TO ALLOW INDIVIDUALS EXCLUDED FROM MEMBERSHIP IN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN FOR FILING FRAUDULENT CLAIMS TO BE REINSTATED IN THE PLAN, is referred to the Committee on Judiciary IV.

By Representatives Preston, McLawhorn, and Warren:

H.B. 1208, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO STUDY THE NEED TO PAY DIFFERENTIATED TEACHER SALARIES TO ATTRACT SPECIAL EDUCATION TEACHERS AND OTHER TEACHERS CERTIFIED IN AREAS IN WHICH THERE IS A SHORTAGE OF QUALIFIED TEACHERS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Preston:

H.B. 1209, A BILL TO BE ENTITLED AN ACT TO IMPROVE BOATING SAFETY BY AMENDING THE STATE LAW REGULATING PERSONAL WATERCRAFT OPERATION TO CONFORM WITH THE RECOMMENDATIONS OF THE NATIONAL ASSOCIATION OF STATE BOATING LAW ADMINISTRATORS AND TO OTHERWISE IMPROVE PERSONAL WATERCRAFT SAFETY, is referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Ways and Means.

By Representatives Sutton, Bonner, Wainwright, C. Wilson, and Yongue.

H.B. 1210, A BILL TO BE ENTITLED AN ACT TO AFFECT THE DISTRIBUTION OF OPEN HEART SURGICAL TREATMENT CENTERS IN THIS STATE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hackney and Luebke:

H.B. 1211, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ENVIRONMENTAL PERFORMANCE OF SWINE FARMS BY REQUIRING IMPROVEMENTS IN ANIMAL WASTE MANAGEMENT SYSTEMS TECHNOLOGY AND BY REQUIRING INDIVIDUAL PERMITS FOR NEW SWINE FARMS AND FOR EXPANSIONS OF

EXISTING SWINE FARMS, is referred to the Committee on Environment and Natural Resources.

By Representative Rayfield:

H.B. 1212, A BILL TO BE ENTITLED AN ACT PROVIDING FOR THE ABOLITION OF POSSE COMITATUS, THE "POWER OF THE COUNTY", is referred to the Committee on Law Enforcement.

By Representative Rogers:

H.B. 1213, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET REGARDING THE AUTHORITY OF LOCAL GOVERNMENTAL UNITS TO ENTER INTO GUARANTEED ENERGY SAVINGS CONTRACTS FOR LOCAL PUBLIC FACILITIES AND TO EXTEND THE CURRENT MAXIMUM DURATION OF THESE CONTRACTS, is referred to the Committee on Ways and Means.

By Representative Miller:

H.B. 1214, A BILL TO BE ENTITLED AN ACT TO RESTRUCTURE ELECTRIC SERVICE IN NORTH CAROLINA TO ASSURE ADEQUATE AND RELIABLE SOURCES OF ELECTRICITY AND ECONOMICAL, FAIR, AND EQUITABLE PRICES FOR ALL CONSUMERS OF ELECTRICITY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Baddour and Bowie (Primary Sponsors); Jeffus, and Wainwright:

H.B. 1215, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE LEADERSHIP NORTH CAROLINA PROGRAM, is referred to the Committee on Appropriations.

By Representative Baddour:

H.B. 1216, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE JUVENILE JUSTICE REFORM ACT OF 1998, is referred to the Committee on Judiciary IV.

By Representatives Baddour, Thomas, and Wainwright:

H.B. 1217, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF PAID MEMBERS A RESCUE OR RESCUE/EMS

UNIT MAY HAVE TO RECEIVE GRANTS, is referred to the Committee on Insurance.

By Representatives Gibson and Warwick (Primary Sponsors):

H.B. 1218, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL CHANGES TO VARIOUS ENVIRONMENTAL LAWS, is referred to the Committee on Environment and Natural Resources.

By Representatives Baddour, Culpepper, and Gray (Primary Sponsors):

H.B. 1219, A BILL TO BE ENTITLED AN ACT TO MODERNIZE THE PRETRIAL RELEASE AND BOND FORFEITURE PROCEDURE, is referred to the Committee on Judiciary IV.

By Representatives Baddour, Culpepper, Daughtry, and McMahan (Primary Sponsors):

H.B. 1220, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ADDITIONAL FAMILY COURT PILOT PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Baddour, Culpepper, Daughtry, and McMahan (Primary Sponsors); and Hardaway:

H.B. 1221, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DISTRICT ATTORNEY HAS DISCRETION AS TO WHETHER TO SEEK THE DEATH PENALTY FOR A CAPITAL CASE, is referred to the Committee on Judiciary IV.

By Representatives Baddour, Culpepper, Daughtry, and McMahan (Primary Sponsors):

H.B. 1222, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE STATE COURT SYSTEM BY CREATING A STATE JUDICIAL COUNCIL AND TO APPROPRIATE FUNDS FOR THE EXPENSES OF THE JUDICIAL COUNCIL, is referred to the Committee on Judiciary IV and, if favorable, to the Committee on Appropriations.

By Representatives Baddour, Culpepper, Daughtry, and McMahan (Primary Sponsors):

H.B. 1223, A BILL TO BE ENTITLED AN ACT TO PROVIDE THE SUPREME COURT WITH AUTHORITY TO REVISE THE RULES OF

CIVIL AND CRIMINAL PROCEDURE AND THE RULES OF EVIDENCE, SUBJECT TO AMENDMENT OR VETO BY THE GENERAL ASSEMBLY AND TO APPROPRIATE FUNDS FOR ADVISORY COMMITTEES ON THE ADOPTION AND AMENDMENT OF THOSE RULES, is referred to the Committee on Judiciary IV and, if favorable, to the Committee on Appropriations.

By Representatives Baddour, Culpepper, Daughtry, and McMahan (Primary Sponsors):

H.B. 1224, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL AUTHORITY FOR MAGISTRATES WHO ARE LICENSED TO PRACTICE LAW, is referred to the Committee on Judiciary IV.

By Representatives Baddour, Culpepper, and McMahan (Primary Sponsors):

H.B. 1225, A BILL TO BE ENTITLED AN ACT TO REORGANIZE THE SUPERIOR COURT DIVISION BY EXPANDING THE NUMBER OF JUDICIAL DIVISIONS FROM FOUR TO EIGHT, TO ESTABLISH PILOT PROGRAMS FOR CONSIDERATION OF THE RECOMMENDATIONS OF THE COMMISSION FOR THE FUTURE OF JUSTICE AND THE COURTS IN NORTH CAROLINA CONCERNING ORGANIZATION AND MANAGEMENT OF THE TRIAL COURT, AND TO APPROPRIATE FUNDS TO A RESERVE FOR IMPLEMENTATION OF THOSE PILOT PROGRAMS, is referred to the Committee on Judiciary IV and, if favorable, to the Committee on Appropriations.

By Representative Rayfield:

H.B. 1226, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE ALLOCATION OF FEDERAL FUNDS UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, is referred to the Committee on Economic Growth and Community Development.

By Representatives Horn, Allen, Barefoot, Clary, Dedmon, Edwards, Fox, Haire, Hill, Hurley, Luebke, McCrary, McLawhorn, Redwine, Russell, Thomas, Thompson, Warren, Warwick, Womble, and Yongue:

H.B. 1227, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN ENHANCED CRIMINAL PENALTY SHALL BE IMPOSED ON A PERSON WHO POSSESSES A BULLET-PROOF VEST WHILE COMMITTING A FELONY, is referred to the Committee on Judiciary II.

By Representatives Adams, Blue, Fitch, Hardaway, Hunter, McAllister, and Womble:

H.B. 1228, A BILL TO BE ENTITLED AN ACT TO RESTORE THE RIGHTS OF CITIZENSHIP OF A CONVICTED PERSON IF THAT PERSON IS RELEASED FROM INCARCERATION OR IS GIVEN A SENTENCE WITHOUT INCARCERATION, is referred to the Committee on Judiciary II.

By Representatives Adams, Alexander, Blue, Cole, Cox, Fitch, Goodwin, Hensley, Hunter, Jarrell, McAllister, Wainwright, and Womble:

H.J.R. 1229, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY HUNGER AND NUTRITION IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Adams, Blue, Fitch, Hensley, Hunter, McAllister, Wainwright, and Womble:

H.B. 1230, A BILL TO BE ENTITLED AN ACT AMENDING THE WAGE AND HOUR ACT TO RAISE THE STATE MINIMUM WAGE TO A LIVEABLE WAGE, is referred to the Committee on Small Business.

By Representative Kinney:

H.B. 1231, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE STORAGE OF FIREARMS TO PROTECT MINORS, is referred to the Committee on Judiciary I.

By Representative Tucker:

H.B. 1232, A BILL TO BE ENTITLED AN ACT TO REQUIRE STATE AND LOCAL GOVERNMENT AGENCIES THAT ACQUIRE LAND FOR WETLANDS MITIGATION TO REIMBURSE THE COUNTY IN WHICH THE LAND IS LOCATED FOR ITS LOST TAXES DUE TO THE ACQUISITION, is referred to the Committee on Environment and Natural Resources.

By Representative Hill:

H.B. 1233, A BILL TO BE ENTITLED AN ACT TO AMEND THE STRUCTURAL PEST CONTROL LAW, is referred to the Committee on Agriculture.

By Representatives Hunter and Hardaway:

H.B. 1234, A BILL TO BE ENTITLED AN ACT TO EXTEND THE MORATORIA ON CONSTRUCTION AND EXPANSION OF SWINE FARMS AND TO PROVIDE FOR THE CLOSURE OF INACTIVE LAGOONS, is referred to the Committee on Environment and Natural Resources.

By Representative Wood:

H.B. 1235, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EDUCATION ENTERPRISE ZONES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wood:

H.B. 1236, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO REQUIRE TAX INCREASES TO BE APPROVED BY THE VOTERS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative McMahan:

H.B. 1237, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF LANDSCAPE ARCHITECTS TO CHARGE APPLICANTS FOR LICENSURE THE ACTUAL COST OF EXAMINATION SERVICES, is referred to the Committee on Finance.

By Representative Nesbitt:

H.B. 1238, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES RELATING TO CONDEMNATION PROCEEDINGS, is referred to the Committee on Judiciary I.

By Representatives Goodwin and Hardaway:

H.B. 1239, A BILL TO BE ENTITLED AN ACT TO PROHIBIT "BOXCARRING" OF MISDEMEANORS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Goodwin:

H.B. 1240, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PUBLIC DUTY DOCTRINE FOR TORT CLAIMS AGAINST STATE

DEPARTMENTS AND AGENCIES, is referred to the Committee on Judiciary III.

By Representative Creech:

H.B. 1241, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE PROTECTION AND RESTORATION OF VEGETATED RIPARIAN BUFFERS IN ORDER TO PREVENT THE POLLUTION OF SURFACE WATERS, is referred to the Committee on Environment and Natural Resources.

By Representative Haire:

H.B. 1242, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ELECTION AND TERMS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA BY INCREASING THE TERM LENGTH OF A MEMBER FROM FOUR YEARS TO SIX YEARS, DECREASING THE NUMBER OF MEMBERS FROM THIRTY-TWO MEMBERS TO THIRTY MEMBERS, ELIMINATING THE CATEGORIES FOR MEMBERS, AND ELIMINATING THE POSITION OF MEMBER EMERITUS, is referred to the Committee on University Board of Governors Nominating.

By Representative Adams:

H.B. 1243, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE TEMPORARY ASSISTANCE FOR NEEDY FAMILIES LAW PERTAINING TO THE MEDICAID STANDARD OF NEED, PAY-AFTER-PERFORMANCE FOR TWO-PARENT FAMILIES, TIME LIMITATIONS ON ASSISTANCE, AND OTHER RELATED MATTERS, is referred to the Committee on Welfare Reform.

By Representatives Dockham, Barefoot, Howard, Hurley, Luebke, and McCrary:

H.J.R. 1244, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILMER DAVID "VINEGAR BEND" MIZELL, FORMER NORTH CAROLINA CONGRESSMAN, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Clary, Barefoot, Bridgeman, Cansler, Carpenter, Dedmon, Gardner, Gulley, Horn, Justus, Kiser, Rayfield, and Russell:

H.B. 1245, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIME OF THIRD-DEGREE SEXUAL OFFENSE, is referred to the Committee on Judiciary I.

By Representatives Clary, Cansler, Dedmon, Gardner, Horn, Justus, and Russell:

H.B. 1246, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE SPECIAL REGISTRATION PLATES TO ANIMAL LOVERS TO PROMOTE SPAYING AND NEUTERING OF DOGS AND CATS, is referred to the Committee on Finance.

By Representative Cansler:

H.B. 1247, A BILL TO BE ENTITLED AN ACT RECOGNIZING PROFESSIONAL EMPLOYER ORGANIZATIONS AND ESTABLISHING MINIMUM STANDARDS FOR SUCH ORGANIZATIONS, is referred to the Committee on Small Business.

By Representatives Hackney and McMahan (Primary Sponsors):

H.B. 1248, A BILL TO BE ENTITLED AN ACT TO BRING G.S. 14-190.9 INTO CONFORMITY WITH G.S. 14-190.1, is referred to the Committee on Judiciary I.

By Representatives C. Wilson and Goodwin (Primary Sponsors); Gibson and Luebke:

H.B. 1249, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO CONDUCT A TRUCKING SAFETY INTENSIVE ENFORCEMENT STUDY AND TO REPORT THE RESULTS TO THE GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative C. Wilson:

H.B. 1250, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT FOR A CERTIFICATE OF NEED EXCEPT FOR CERTAIN SPECIFICALLY DESIGNATED MEDICAL EQUIPMENT, is referred to the Committee on Health.

By Representatives Womble, Oldham, Decker, Esposito, Gray, and Sexton:

H.J.R. 1251, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF KENNETH R. WILLIAMS, ONE OF WINSTON-SALEM'S MOST PROMINENT CITIZENS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Wood:

H.B. 1252, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT PRISONERS INCARCERATED IN THE STATE PRISON SYSTEM SHALL BE REQUIRED TO REIMBURSE THE STATE FOR THE COST OF THEIR INCARCERATION, is referred to the Committee on Judiciary III.

By Representatives Earle, Alexander, Cansler, Luebke, Wainwright, and Walend:

H.B. 1253, A BILL TO BE ENTITLED AN ACT TO EXPAND TRANSITIONAL MEDICAID BENEFITS FROM TWELVE MONTHS TO TWENTY-FOUR MONTHS, is referred to the Committee on Appropriations.

By Representative Earle:

H.B. 1254, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LAWS REGULATING GENERAL CONTRACTORS AND TO INCREASE THE LICENSURE REQUIREMENTS FOR RESIDENTIAL BUILDING CONTRACTORS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Earle, Alexander, Braswell, Church, Easterling, Hunter, Moore, Nesbitt, and Redwine:

H.B. 1255, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE TEMPORARY ASSISTANCE FOR NEEDY FAMILIES LAW PERTAINING TO THE MEDICAID STANDARD OF NEED, PAY-AFTER-PERFORMANCE FOR TWO-PARENT FAMILIES, TIME LIMITATIONS ON ASSISTANCE, AND OTHER AREAS OF WELFARE REFORM, is referred to the Committee on Welfare Reform.

By Representative Earle:

H.B. 1256, A BILL TO BE ENTITLED AN ACT TO CREATE A LEGISLATIVE STUDY COMMISSION TO STUDY THE NEED FOR INCREASED REGULATION OF THE HOMEBUILDING INDUSTRY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Earle and Alexander:

H.B. 1257, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE TEMPORARY ASSISTANCE FOR NEEDY FAMILIES LAW PERTAINING TO THE MEDICAID STANDARD OF NEED, PAY-AFTER-PERFORMANCE FOR TWO-PARENT FAMILIES, TIME LIMITATIONS ON ASSISTANCE, AND OTHER AREAS OF WELFARE REFORM, is referred to the Committee on Welfare Reform.

By Representatives Earle, Alexander, Braswell, Clary, Moore, Saunders, and C. Wilson:

H.B. 1258, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FACILITIES THAT ARE INCLUDED IN THE HEALTH CARE PERSONNEL REGISTRY; TO PROVIDE THAT GRIEVANCES PERTAINING TO THE HEALTH CARE PERSONNEL REGISTRY FILED BY STATE EMPLOYEES SHALL BE IN ACCORDANCE WITH STATE PERSONNEL PROCEDURES; AND TO REQUIRE THAT EMPLOYERS AT HEALTH CARE FACILITIES ACCESS THE HEALTH CARE PERSONNEL REGISTRY, is referred to the Committee on Health.

By Representative Earle:

H.B. 1259, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Earle:

H.B. 1260, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Goodwin and Smith (Primary Sponsors):

H.B. 1261, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LAW ENFORCEMENT OFFICERS TO CONDUCT SEARCHES OF PROBATIONERS OR PAROLEES WITHOUT PROBABLE CAUSE WHEN THAT IS IMPOSED AS A CONDITION OF THE PROBATION OR PAROLE, is referred to the Committee on Judiciary III.

By Representatives Wright and Wainwright:

H.B. 1262, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE GOVERNOR'S TASK FORCE TO REDUCE DISPARITIES IN HEALTH STATUS IN NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Thomas:

H.B. 1263, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON BETWEEN SIXTEEN AND EIGHTEEN YEARS OF AGE WITH A DRIVERS LICENSE ISSUED BY THE FEDERAL GOVERNMENT MAY BE ISSUED THE PROPER DRIVERS PERMIT UNDER THE GRADUATED DRIVERS LICENSE PROGRAM, is referred to the Committee on Judiciary IV.

By Representative Wood:

H.B. 1264, A BILL TO BE ENTITLED AN ACT REGARDING RACE-BASED ADMISSION POLICIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Starnes and Buchanan:

H.B. 1265, A BILL TO BE ENTITLED AN ACT TO REVISE THE COLLECTION OF INTEREST ON LOANS MADE PURSUANT TO THE CONSUMER FINANCE ACT UNDER CERTAIN CIRCUMSTANCES, TO INCREASE THE AMOUNT OF LOANABLE ASSETS REQUIRED BEFORE AN ENTITY IS LICENSED UNDER THE ACT, TO REVISE THE AMOUNT OF, AND MAXIMUM SERVICE CHARGE FOR, CERTAIN LOANS, TO ESTABLISH A LOAN PROCESSING FEE FOR CERTAIN LOANS, TO ALLOW BORROWERS TO CANCEL LOANS UNDER CERTAIN CONDITIONS, TO RECOGNIZE INADVERTENT LOANS IN THE LAW RESTRICTING MULTIPLE-OFFICE LOANS, TO REQUIRE DISCLOSURE ON SOLICITATION OF LOANS BY FACSIMILE OR NEGOTIABLE CHECKS, TO ALLOW LENDERS TO MAINTAIN CERTAIN RECORDS IN THE FORM OF OPTICAL IMAGE DISKS, TO SPECIFY A MAXIMUM CHARGE THAT LENDERS MAY ASSESS AT CLOSING, AND TO REQUIRE LICENSEES TO REPORT ADDITIONAL INFORMATION TO THE COMMISSIONER, is referred to the Committee on Financial Institutions.

By Representatives Boyd-McIntyre, Adams, and Wainwright:

H.B. 1266, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STUDY COMMISSION ON CHILDREN WITH SPECIAL NEEDS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Boyd-McIntyre, Adams, and Wainwright:

H.B. 1267, A BILL TO BE ENTITLED AN ACT PROTECTING PUBLIC SCHOOL TEACHERS WHO MAKE FORMAL OR INFORMAL COMPLAINTS ALLEGING SEXUAL HARASSMENT AT SCHOOL, is referred to the Committee on Education.

By Representative Boyd-McIntyre:

H.B. 1268, A BILL TO BE ENTITLED AN ACT TO AMEND THE PUBLIC SCHOOL LAWS OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Boyd-McIntyre:

H.B. 1269, A BILL TO BE ENTITLED AN ACT TO AMEND THE PUBLIC SCHOOL LAWS OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Boyd-McIntyre:

H.B. 1270, A BILL TO BE ENTITLED AN ACT TO AMEND THE PUBLIC SCHOOL LAWS OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Luebke and Hensley (Primary Sponsors):

H.R. 1271, A HOUSE RESOLUTION URGING CONGRESS TO APPROPRIATE FUNDS TO PAY AMOUNTS OWED BY THE UNITED STATES TO THE UNITED NATIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Luebke, Barefoot, Bonner, Buchanan, Clary, Goodwin, Hackney, Insko, Mosley, Oldham, Sutton, and Tolson:

H.B. 1272, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE ADDITIONAL STAFF TO COUNTY DEPARTMENTS OF SOCIAL SERVICES FOR ADULT PROTECTIVE SERVICES AND GUARDIANSHIP, is referred to the Committee on Appropriations.

By Representatives Luebke, Insko, and Mosley:

H.B. 1273, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT FEDERAL CONGESTION MITIGATION AND AIR QUALITY

IMPROVEMENT PROGRAM FUNDS BE USED FOR PUBLIC TRANSPORTATION PURPOSE, is referred to the Committee on Transportation.

By Representative Luebke:

H.B. 1274, A BILL TO BE ENTITLED AN ACT BROADENING THE USE OF FUNDS FOR THE DURHAM NORTHERN LOOP, is referred to the Committee on Transportation.

By Representatives Kinney and Hurley (Primary Sponsors):

H.B. 1275, A BILL TO BE ENTITLED AN ACT TO INCREASE THE ENFORCEMENT OF GUN LAWS AT GUN SHOWS, is referred to the Committee on Judiciary III.

By Representatives Baddour, Alexander, and Bonner (Primary Sponsors); Jeffus, Redwine, and Wainwright:

H.B. 1276, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE CAMPAIGN REFORM ACT OF 1999, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cole, Adams, Alexander, Allen, Arnold, Baddour, Baker, Barefoot, Blue, Bonner, Boyd-McIntyre, Bridgeman, Buchanan, Cansler, Capps, Church, Crawford, Culp, Davis, Dedmon, Easterling, Edwards, Fox, Gardner, Gillespie, Goodwin, Hackney, Hardaway, Hiatt, Hill, Howard, Hunter, Hurley, Jarrell, Jeffus, Justus, Kiser, McCombs, McCrary, Melton, Mitchell, Morris, Mosley, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Sutton, Tallent, Teague, Thompson, Tolson, Wainwright, Warner, Warren, G. Wilson, Wright, and Yongue:

H.B. 1277, A BILL TO BE ENTITLED AN ACT TO PROMOTE COMPETITION, CHOICE, AND AVAILABILITY IN THE PURCHASE OF PRESCRIPTION DRUGS AND PHARMACY SERVICES, is referred to the Committee on Small Business.

By Representatives Hiatt, Baker, and G. Wilson:

H.B. 1278, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A CHILDREN'S HEALTH AND SERVICES CENTER IN SURRY COUNTY, is referred to the Committee on Appropriations.

By Representatives Warner, Allen, Cole, Dedmon, Hurley, Jeffus, Kinney, and Owens:

H.B. 1279, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF FINANCIAL IDENTITY FRAUD AND TO AUTHORIZE PERSONS WHOSE IDENTIFYING INFORMATION WAS FRAUDULENTLY USED TO INSTITUTE A CIVIL ACTION FOR DAMAGES, is referred to the Committee on Judiciary II.

By Representatives Hunter, Adams, Blue, Kinney, McAllister, Michaux, Oldham, Wainwright, and Womble:

H.B. 1280, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE STATE AUDITOR SHALL AUDIT THE DISTRIBUTION AND SPENDING OF STATE SCHOOL BOND MONEY TO DETERMINE EQUITY OF LOW-WEALTH AND MINORITY COMMUNITIES AND SHALL AUDIT SENTENCING STANDARDS TO COMPARE THE IMPACT ON WHITES AND MINORITIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Hunter:

H.B. 1281, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A SCHOOL AND COMMUNITY FACILITY IN NORTHAMPTON COUNTY, is referred to the Committee on Appropriations.

By Representatives Nye, Brown, Cansler, Carpenter, Clary, Cole, Crawford, Gulley, Hiatt, Hill, Hunter, Jeffus, Justus, Kiser, McAllister, Morris, Sherrill, Smith, Starnes, Tallent, Wainwright, Warner, and Warwick:

H.B. 1282, A BILL TO BE ENTITLED AN ACT TO ENSURE PATIENT ACCESS TO QUALITY MANAGED HEALTH CARE, is referred to the Committee on Health.

By Representative Sherrill:

H.B. 1283, A BILL TO BE ENTITLED AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF INSURANCE TO PROVIDE PAY EQUITY TO LAW ENFORCEMENT PERSONNEL OF THAT DEPARTMENT, is referred to the Committee on Appropriations.

By Representative Redwine:

H.B. 1284, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE A VOLUNTARY ASSESSMENT ON TURF GRADE FERTILIZER AND TO PROVIDE FOR THE COLLECTION AND USES OF THIS ASSESSMENT, is referred to the Committee on Agriculture.

By Representatives Braswell and Baddour (Primary Sponsors); and Hardaway:

H.B. 1285, A BILL TO BE ENTITLED AN ACT TO MODIFY PERMISSIBLE FEES WHICH MAY BE CHARGED IN CONNECTION WITH HOME LOANS SECURED BY FIRST MORTGAGE OR FIRST DEED OF TRUST, TO IMPOSE RESTRICTIONS AND LIMITATIONS ON HIGH COST HOME LOANS, TO REVISE THE PERMISSIBLE FEES AND CHARGES ON CERTAIN LOANS, AND TO PROHIBIT UNFAIR OR DECEPTIVE PRACTICES BY MORTGAGE BROKERS AND LENDERS, is referred to the Committee on Financial Institutions.

By Representative Goodwin:

H.B. 1286, A BILL TO BE ENTITLED AN ACT TO AMEND THE MASS GATHERINGS LAW PERTAINING TO FOOD INSPECTIONS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Goodwin:

H.B. 1287, A BILL TO BE ENTITLED AN ACT TO PROHIBIT SPAMMING OR UNWANTED OR UNSOLICITED E-MAIL, IF NOT IDENTIFIED AS AN ADVERTISEMENT OR PROMOTION, TO CREATE A CIVIL REMEDY FOR THE RECIPIENT AND TO CREATE A CRIMINAL PENALTY FOR THE SENDER OF THE TRANSMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Luebke:

H.B. 1288, A BILL TO BE ENTITLED AN ACT TO ESTABLISH METROPOLITAN PLANNING BOARDS TO ASSIST THE DEPARTMENT OF TRANSPORTATION IN THE DEVELOPMENT OF TRANSPORTATION PLANS AND PROGRAMS FOR URBAN AREAS OF THE STATE, is referred to the Committee on Transportation.

By Representative Luebke:

H.B. 1289, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SPECIAL TAX TREATMENT FOR EQUIPMENT AND FACILITIES FOR RECYCLING, WASTE REDUCTION, OR RESOURCE RECOVERY

WHEN ACQUIRED MORE THAN TWO YEARS PRIOR TO THE DATE OF APPLICATION FOR CERTIFICATION BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES AND TO LIMIT TO THREE YEARS THE CERTIFICATION FOR SPECIAL TAX TREATMENT FOR REAL PROPERTY USED FOR RECYCLING, WASTE REDUCTION, OR RESOURCE RECOVERY, is referred to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 563**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL GOVERNMENTS TO USE PHOTOGRAPHIC SPEED-MEASURING SYSTEMS TO ESTABLISH SCHOOL ZONE SPEED LIMIT VIOLATIONS AND TO AUTHORIZE THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION AND THE SECRETARY OF CRIME CONTROL AND PUBLIC SAFETY TO APPROVE STANDARDS FOR THE PHOTOGRAPHIC SPEED-MEASURING SYSTEMS, is read the first time and referred to the Committee on Judiciary IV.

Committee Substitute for **S.B. 595**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE LAW CREATING THE NORTHEASTERN REGIONAL ECONOMIC DEVELOPMENT COMMISSION, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 690, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR NONPARTISAN ELECTION OF DISTRICT COURT JUDGES, is read the first time and referred to the Committee on Judiciary IV.

Committee Substitute for **S.B. 691**, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF BERMUDA RUN AND TO SIMULTANEOUSLY DISSOLVE THE BERMUDA CENTER SANITARY DISTRICT, which passed the Senate by a three-fifth's majority vote, is read the first time and referred to the Committee on Finance.

The House stands adjourned at 2:55 p.m.

FORTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES

Monday, April 19, 1999

The House meets at 6:45 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"Loving God, You are from everlasting to everlasting. In You, we find stability for existence and meaning for life.

"As we come to You this evening, we are saddened by the death of Edwin L. Worth, Assistant Sergeant-at-Arms, and Acting Reading Clerk. Our sympathy, deep and warm, goes out to his family at this time of sudden tragedy and great loss. Wrap Your loving arms around them and envelope them with your compassion and tenderness. May Your grace be sufficient for their needs at this time of mourning.

"We also ask You, O God, to be with us, as death's dark pall has cast a shadow upon our Assembly. We are painfully reminded that our days are finite and our hours are limited. Existence, like a cool morning's mist, is of short duration and is quickly dispelled. Recognizing the ephemeral nature of all life, and especially our own:

teach us to number our days wisely and live fully each moment we are given;

enable us to cherish the holy moments of love with family and of kindness with friends;

motivate us to overcome alienation and anger with acts of restitution

and reconciliation so that relationships can be restored while there is still time;

invigorate us to accomplish the tasks that are set before us, in our work

and in our lives, that we might give permanence to our vision and substance to our goals.

"We offer this prayer in Your holy name. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 15 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (88-0).

Leaves of absence are granted Representatives Adams, Decker, Eddins, Ellis, Gray, Kinney, McAllister, Moore, Preston, and C. Wilson for today.

CHAPTERED BILL

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 51, AN ACT TO AMEND THE LAW GOVERNING HIGHWAY SMALL PROJECT BIDDING AND TO PROVIDE AN ALTERNATIVE PROCEDURE FOR RESOLVING STATE CONTRACT DISPUTES. (S.L. 1999-25)

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Luebke:

H.B. 1290, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SPECIAL TAX TREATMENT FOR EQUIPMENT AND FACILITIES FOR RECYCLING, WASTE REDUCTION, OR RESOURCE RECOVERY WHEN ACQUIRED MORE THAN TWO YEARS PRIOR TO THE DATE OF APPLICATION FOR CERTIFICATION BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES AND TO LIMIT TO THREE YEARS THE CERTIFICATION FOR SPECIAL TAX TREATMENT FOR REAL PROPERTY USED FOR RECYCLING, WASTE REDUCTION, OR RESOURCE RECOVERY, is referred to the Committee on Finance.

By Representative Rogers:

H.B. 1291, A BILL TO BE ENTITLED AN ACT TO PROVIDE START-UP FUNDS TO ESTABLISH THE NORTH CAROLINA VOCATIONAL EDUCATION STUDENT LEADERSHIP FOUNDATION, is referred to the Committee on Appropriations.

By Representatives Warwick, Braswell, Cox, Davis, and Nye:

H.B. 1292, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CORRECT A DANGEROUS STATE HIGHWAY CONDITION ADJACENT TO THE SAMPSON COMMUNITY COLLEGE CAMPUS THAT IMPERILS PUBLIC SAFETY, is referred to the Committee on Appropriations.

By Representatives Wainwright and Thomas:

H.B. 1293, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES FOR TRYON PALACE FOR COMPUTER UPGRADES AND JOB RECLASSIFICATIONS, is referred to the Committee on Appropriations.

By Representatives Wainwright and Thomas:

H.B. 1294, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES FOR TRYON PALACE HISTORIC SITES AND GARDENS, is referred to the Committee on Appropriations.

By Representatives Hill and Brown:

H.B. 1295, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE J. C. RAULSTON ARBORETUM EDUCATION CENTER ON THE NORTH CAROLINA STATE UNIVERSITY CAMPUS, is referred to the Committee on Appropriations.

By Representatives Nye, Bonner, Church, Cox, Hill, Hurley, Kinney, McAllister, McComas, Morris, Redwine, Sutton, Warner, Warwick, and Yongue:

H.B. 1296, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN INCENTIVE FOR BUSINESSES TO FIND COMMERCIAL USES FOR TECHNOLOGY DEVELOPED BY CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, is referred to the Committee on Finance.

By Representative Owens:

H.B. 1297, A BILL TO BE ENTITLED AN ACT REPEALING THE REQUIREMENT THAT REAL ESTATE BROKERS, REAL ESTATE SALESMEN, AND REAL ESTATE APPRAISERS PAY PRIVILEGE LICENSE TAXES, is referred to the Committee on Finance.

By Representative Crawford:

H.B. 1298, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW FORESTRY HEADQUARTERS IN VANCE COUNTY, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 271**, A BILL TO BE ENTITLED AN ACT TO ANNEX TO THE EXISTING CITY LIMITS OF THE TOWN OF HUNTERSVILLE CERTAIN AREAS SURROUNDED BY EXISTING CITY LIMITS OF THE TOWN OF HUNTERSVILLE, is read the first time and referred to the Committee on Local Government I.

S.J.R. 416, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF SAMUEL ASHE FOR WHOM ASHE COUNTY IS NAMED UPON THE COUNTY'S BICENTENNIAL CELEBRATION, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

S.B. 225, AN ACT TO AMEND THE LAW REGARDING CERTIFICATION AND EMPLOYMENT OF ASSISTANT PRINCIPALS.

The following resolution is properly enrolled, duly ratified, and presented to the office of the Secretary of State:

S.J.R. 913, A JOINT RESOLUTION INVITING THE HONORABLE BURLEY B. MITCHELL, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE. (RESOLUTION 6)

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of Representative Culpepper and without objection, the following bills are withdrawn from the Calendar and placed on the Calendar of April 20:

H.B. 863, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF ST. JAMES;

Committee Substitute for **H.B. 239**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING PROPERTY TRANSFERS BETWEEN COMMUNITY COLLEGE BOARDS OF TRUSTEES AND COUNTIES FOR COMMUNITY COLLEGE PURPOSES; and

H.B. 478, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF THREATENING JUDGES, DISTRICT ATTORNEYS, AND OTHER COURT OFFICERS.

ESCORT COMMITTEE ANNOUNCED

The Speaker appoints the following members as an Escort Committee for the Chief Justice, pursuant to **S.J.R. 913**, A JOINT RESOLUTION INVITING THE HONORABLE BURLEY B. MITCHELL, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE: Representatives Baddour, Hackney, Daughtry, Sutton, Braswell, Boyd-McIntyre, and Easterling.

The Senate is so notified by Special Message.

INTRODUCTION OF PAGES

Pages for the week of April 19 are introduced to the membership. They are: Melanie Alexander of Moore; Amber Burwell of Granville; Emily Cook of Rowan; Emily Driggers of Cumberland; Kenecia Evins of Granville; Matthew Foley of Mecklenburg; David Guy, III of Cumberland; Nicole Hodges of Wake; Adam Hurley of Cumberland; Monique Jones of Northampton; Tyler McLawhorn of Pitt; Kenneth Moore of Wake; Ronald Rogers, Jr. of Wake; Aaron Underwood of Durham; Amy Webster of Mecklenburg; Ruth Webster of Mecklenburg; and Isaac Wingfield of Buncombe.

Representative Culpepper moves, seconded by Representative McMahan, that the House adjourn, subject to the receipt of Committee Reports upon dissolution of the Joint Session, to reconvene April 20, at 4:00 p.m.

The motion carries.

The Speaker orders a message sent to the Senate informing that Honorable Body that the House of Representatives stands ready to receive them in Joint Session at the hour appointed.

SPECIAL MESSAGE FROM THE SENATE**1999 GENERAL ASSEMBLY****FIRST SESSION**

Senate Chamber

April 19, 1999

Mr. Speaker:

Pursuant to **S.J.R. 913**, A JOINT RESOLUTION INVITING THE HONORABLE BURLEY B. MITCHELL, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, the President Pro Tempore appoints the following Senators as a committee on the part of the Senate to escort the Chief Justice to the Joint Session in the Hall of the House of Representatives Monday, April 19, 1999, at 7:00 p.m.:

Senator Martin of Guilford, Chair

Senator Allran

Senator Clodfelter

Senator Cooper

Senator Forrester

Senator Lucas

Senator Rand

Respectfully,

S/ Janet B. Pruitt

Principal Clerk

SPECIAL MESSAGE FROM THE SENATE**1999 GENERAL ASSEMBLY****FIRST SESSION**

Senate Chamber

April 19, 1999

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that pursuant to **S.J.R. 913**, A JOINT RESOLUTION INVITING THE HONORABLE BURLEY B. MITCHELL, JR., CHIEF

JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

JOINT SESSION

Pursuant to resolution heretofore adopted and exchange of messages, the Sergeant-at-Arms announces the arrival of the Senate at the door of the House. The Speaker directs the admittance and seating of that Honorable Body. The President of the Senate, the Honorable Dennis A. Wicker, is seated to the right of the Speaker.

The Sergeant-at-Arms is recognized and he announces the approach of the Chief Judge, and the Judges of the Court of Appeals who are seated in a body for the Joint Session.

The Sergeant-at-Arms is recognized and he announces the approach of the Associate Justices of the Supreme Court who are seated in a body for the Joint Session.

The Speaker extends the courtesies of the House to Mrs. Lou Mitchell, wife of the Chief Justice, and courtesies of the floor to all invited guests.

The Speaker of the House relinquishes the gavel to the President of the Senate. The Joint Session is called to order by the President.

The Sergeant-at-Arms of the House announces the approach of the Chief Justice of the Supreme Court. His Honor, Burley B. Mitchell, Jr., enters escorted by Senators Martin of Guilford, Allran, Clodfelter, Cooper, Forrester, Lucas, and Rand; and Representatives Baddour, Hackney, Daughtry, Sutton, Braswell, Boyd-McIntyre, and Easterling.

The President recognizes Senator Martin of Guilford who presents His Honor, Burley B. Mitchell, Jr., Chief Justice of the Supreme Court of North Carolina, to the Joint Assembly.

STATE OF THE JUDICIARY ADDRESS

"President Wicker, Speaker Black, President Pro Tempore Basnight, Senators and Representatives of the 1999 General Assembly, distinguished

guests, and ladies and gentlemen: Thank you for once again inviting me to speak to you about the state of the Judicial Branch of our Government. It is always an honor for me to be given the privilege of entering this Chamber to address a Joint Session of this great General Assembly.

"When I became Chief Justice four years ago, I told you that I wanted to improve communications between the Legislative and Judicial branches of government. I promised that we would try to be more forthright in anticipating our needs and communicating them to you. At that time, we had fallen behind in our Constitutional duties. But, with your help, we have made great progress since then. Thanks to you, we are now working together to realistically prepare North Carolina's courts for the next millennium.

"For example, your Justice and Public Safety Subcommittee on Appropriations is helping us to develop, for the first time, a system that we will all have faith in to accurately predict our future needs for new court personnel. You have also had the vision to fund an independent study, by outside experts, of the long-term computer needs of the courts. That study is underway now.

"Communication between the Legislative and Judicial branches of government, I believe, it is the best it has been in a long time. To your credit as leaders, this is so despite the fact that some of you have told me you liked some of our court's decisions last year better than others. As always, I thank you for sharing.

"I am pleased to report to you tonight that the State of the Judiciary is good.

"I must first tell you about the work of my own court, since that's where the greatest progress has been made. When I became Chief Justice four years ago, we had been through a long period in which more appeals were filed with the Supreme Court than we disposed of each year. The Justices of your Supreme Court resolved together to change that embarrassing fact, and they have. In every one of the past four years, we have decided more appeals by full written opinions than have been filed with the Court. We now have no backlog in the Supreme Court and are able to set cases for oral arguments immediately after the filing of the briefs by the parties. I hope you will forgive me the sin of pride, but I am proud to report to you that since your Supreme Court was first formed one hundred and eighty years ago, it has never been more current in its work than it is at this moment.

"The performance of the North Carolina Court of Appeals has also been extraordinary. Last year, one thousand six hundred forty appeals were filed with that court. During the same period, twelve judges of that Court disposed of

one thousand six hundred sixty two cases for a net reduction in pending appeals. Although I once served on the Court of Appeals, I still find it nearly impossible to believe that each judge of that Court produces more than one hundred twenty full written opinions each year, but somehow they get it done.

"My duties with the National Conference of Chief Justices keep me pretty well up on such matters, and I have not been able to identify any other state or federal appellate court in America where the individual judges write as many opinions as our Court of Appeals judges. I think it's accurate to say that the twelve judges seated here this evening, of the North Carolina Court of Appeals, are the most productive appellate judges in America and I commend each of them for their efforts.

"The picture with regard to our trial courts -- which are the courts of most interest to the ordinary citizen -- is less encouraging, but still good. Twice, you will recall that I reported to you since becoming Chief Justice, I have halted the rotation of Superior Court judges and sent all of them to their home districts to deal with case backlogs. The result each time was that almost all of them were able to bring their caseloads into current status. But, we are beginning to slowly fall behind again in both the Superior and District Courts.

"In the last five years, case filings have increased approximately sixteen percent in the Superior and District Courts. Last year, more than two hundred eighty-four thousand cases were filed in our Superior Courts. Despite this tremendous influx, our Superior Courts were able to dispose of ninety-seven percent of that number of cases. More than two and one-half million cases were filed in our District Courts. Our District Courts, as incredible as it seems to me, were able to dispose of ninety-nine point seven percent of that number of cases. Our trial courts are struggling but they are holding their own. They will not, however, be able to do so much longer without help.

"In recent years, you've authorized or required the courts to take on many new duties in addition to our fundamental Constitutional duty of disposing of litigation brought before us in a just and timely manner. As a result, we are now conducting many experimental courts and other projects that you have directed. Time permits me only to mention a couple of them tonight.

"The experimental drug treatment courts you authorized in 1995 have been in place now for two years. There are five of those courts in operation, and four more scheduled to begin by the end of the year. The Drug Treatment Court Act of 1995 established these courts as experimental projects. The goal was to reduce alcoholism and other drug dependencies among offenders, which would also reduce the alcohol and drug-related

court workload. The program is aimed at achieving this by improving the personal, familial, and societal accountability of these people.

"Substance abuse is one of the major factors -- if not the major factor, ladies and gentlemen -- in most of the social problems facing you here and facing the courts. For example, substance abuse is one of the major forces driving crime today. Study after study after study has estimated that from fifty percent to eighty percent of violent crimes -- including spouse abuse -- are attributable in one way or another to alcohol or drug abuse.

"Early results from your experimental drug treatment courts are very encouraging. They've shown, conclusively, that even involuntary treatment programs ordered by our courts can be effective in many cases. I am encouraged by the results I have seen. In a short period of time, we've achieved some very dramatic results through this program. However, the drug treatment courts require much more time and energy on the part of our judges and other court personnel than ordinary courts. They are what we call 'labor intensive.' Nevertheless, I hope you will see fit to continue and to expand these courts. They are a success.

"Like the drug treatment courts, the family courts you recently authorized will be very labor intensive. They probably will be more time-consuming and expensive to run than ordinary courts. But, we are committed to the three family courts you authorized, and we're working hard to demonstrate that they will also make the courts more family friendly, which, I believe, was your goal. I believe that you are right in concluding that the family court concept is an idea whose time has come. We will do our absolute best to make them successful.

"Ladies and gentlemen, your Judiciary is doing very well overall. But much must be done if this is to continue.

"Last session, you very generously provided the courts with funding for thirteen new District Court Judges and one hundred forty-nine new Deputy Clerks of Court, as well as other essential staff. I can not adequately tell you how much encouragement this has given to our local court personnel throughout the State. And, they are the ones who day in and day out make our courts work. I sincerely thank you on their behalf for this much needed infusion of personnel.

"This year, we ask for fewer increases in personnel. We'll justify those needs in the ordinary budget process, beginning in the morning, so I will not spend your time this evening going into them in detail. But I do feel I must emphasize to you now, one pressing need.

"Within the past year, I have had to cancel sessions of Superior Court due to the unavailability of court reporters. When this happens, judges and other court personnel who are all ready to work and being paid are left unable to perform their duties. Additionally, and more importantly, citizens of the State who have prepared for court are greatly inconvenienced. The cost of a court reporter is relatively small compared to the financial and human costs involved when we must cancel a session of court. We need more court reporters immediately, and I urge you to address this one need as a priority matter in this General Assembly.

"The need for better computer technology for the courts continues to be a difficult and alarming problem, and I've gone over this with you before. I am convinced that the single most important resource for improving the operation and management of the court system is effective computer technology.

"The good news is that last session you funded a comprehensive study of our computer needs by independent outside experts. That study is underway and it should produce a long-term plan that will provide guidance and direction for us - for you and for the courts. The bad news is that it is more than theoretically possible, as I stand here this evening, that without additional resources to carry out that plan, our current systems will fail. Many elements of the existing equipment, software and communications vehicles are so old and outdated that we can not begin to meet the needs of the various user groups across the State.

"For several years, much of the time and energy of the information services division of the Administrative Office of the Courts has been consumed with addressing the 'Y2K' problem. Not being a computer expert, I simply say that the old data and systems we have in place were originally designed so that they can not tell the difference between 1900 and 2000. Millions of lines of programming had to be checked and changed in order to correct them. I am happy to report that our information services division assures us now that most of our programs are prepared for the new century and that all will be ready by the deadline. There may still be problems on January 1, 2000, but they feel we are ready.

"Our information services division has been able, however, to make significant progress in other areas of technology while still addressing the Y2K problem. Using funds you have given us and a one-time, I emphasize one-time, federal appropriation of four point four million dollars, it has begun the implementation of our new automated magistrate system in several counties. This system is the first building block, a cornerstone, in a comprehensive criminal information management system which will allow us to electronically store criminal case information at the earliest point

possible. We can then share it electronically throughout the court system and with other user organizations. Court personnel will no longer have to re-enter and enter again the same information time and again in the offices of the Clerks of Court, District Attorneys and others in the system.

"If completed, this system will save countless hours each year for our personnel across the state. We think this will greatly reduce our future needs for more people, and people today are much more expensive to provide than computer programs and equipment. We have to have dependable recurring funds to support and manage this system if it is to work.

"In addition to all of this, our information services division has been forced to create and change computer programs to comply with numerous electronic reporting requirements placed on them by the Congress and by you. Many of these requirements were not accompanied by funding with which to do the work. As head of the Judicial Branch of Government, I would be absolutely negligent in my duty to you and to the public if I did not tell you that we will not be able to comply with these unfunded mandates for long. Time does not permit me to go into all of them this evening, so let me use only one as an example tonight.

"Last year you passed legislation to implement the recently adopted Victims' Rights Amendment to our State Constitution. That legislation required the State to give numerous notices to victims and other parties. In many cases our existing systems did not provide for storing information needed to comply with these requirements. The Governor's Crime Commission received a one-time federal grant of one point seven million dollars to build a system called 'SAVAN' or 'Statewide Automated Victim Assistance and Notification,' system to carry out these tasks. Let me tell you now, SAVAN will clearly not work as designed unless it can draw on information from our courts.

"Our information services division is working to make SAVAN a possibility. They tell me that modifications to our computer programs for SAVAN-related changes alone require thirty-five person months of computer programming time. They have received no funding for this task.

"Other unfunded mandates we have received include, and these are important because they bring funding to the State, requirements for computer software programs to create a child support case registry, to create a child support collections and disbursements system, to add worthless checks enhancements to our case management system, and to create a system for reporting driving while impaired vehicle seizures and stops. All of these mandates, every one of them, require extensive work by our already

over-extended computer staff. Neither our people nor our very old and increasingly inadequate software programs and computer hardware can meet these demands for very long.

"Recently, I was alarmed to learn of the inability of the information services division to deal with any kind of disaster in our computer operations. Believe me, even though our systems are antiquated, if we lost the use of our main computer system due to fire, storm, flood, or some human action, the court system would be in extremely serious trouble. So would the agencies of State Government that have to draw from that information. We have not been able to develop a disaster recovery plan or an alternate 'hot site' where we could recover. The state computer center has such arrangements and the Information Resource Management Commission (IRMC) strongly recommends that such provisions be in place, but we have not received any funding for this purpose.

"The implications of this risk and exposure are frightening. They can hardly be overstated. I am advised that it could take us weeks, or even months, to get our systems working again if we had such a disaster. None of our current systems would be available. And, it would be nearly impossible for the courts to carry out their fundamental function of dealing with cases and litigants before them.

"Our court computer systems right now are functioning, but they desperately need attention and funding to make them more effective and more reliable. I beg that you address this pressing problem with the same sense of urgency that I have felt about it for the past four years. Once the study by outside experts that you have funded - and I hope you'll have faith in it - is completed, we will need dependable recurring funding to carry out the long-term plan it should produce.

"I turn now to a more general problem of government and offer what I hope is a solution to that problem. In fairness, I think it's unreasonable for us to expect you to solve all of the challenges faced by the Judicial Branch. You simply have too much work to do in attending to your own duties here. So I now want to suggest that you seriously consider a change in the basic nature of the relationship between the Legislature and the Judiciary.

"The report to you, two years ago, by the Commission on the Future of Justice and the Courts included several recommendations worthy of consideration. I remain grateful, as I'm sure you do, for the hard work of Chairman John Medlin and the Commission. One of their recommendations, which I urge you to seriously consider and adopt, involves what's called the issue of governance of the courts.

"The Commission noted that most of the authority for the administration of the courts is presently with you in the Legislature. Meanwhile, accountability for the functioning of the courts is placed upon us in the Judiciary. The Commission was of the opinion that no business or governmental institution could function well with one group being held to answer for the management imposed by another group. Quite simply, the Commission recommended that the Legislature no longer burden itself with matters relating to the day to day administration of the courts and that both the responsibility and accountability for the functioning of the courts be returned to the Judicial Branch of government.

"The Commission recommended the creation of a State Judicial Council to function in a manner similar to that of the Board of Governors of the University of North Carolina system. This Council would serve as the policy-making body for the courts. It would make the plans and establish the procedures most likely to ensure the efficient and fair functioning of the courts. The Judicial Council would be responsible for establishing the boundaries of the state's judicial divisions and districts and the assignments of judges and other personnel within those districts. It would also submit a request for an appropriation to you each year based on a proposal for spending the funds appropriated, but the Legislature would not mandate that funds be spent by specific line items.

"I understand this is similar to the way in which you fund the Board of Governors. It would seem that this approach would also be justified for the Judicial Branch of Government, which our Constitution says must forever be a separate but equal branch. As a practical matter, I think, it would also relieve you of the headaches of constantly having competing local court officials and others attempt to pressure you into becoming involved in court squabbles. I urge you to adopt this bold, but certainly not radical, approach. It's the approach which has worked well with the federal courts for over two hundred years. And, I think it would serve our Legislative branch, our Judicial branch, and the general public of this State very well.

"Finally, I hope that you will favorably consider allowing our citizens the opportunity to vote on a Constitutional amendment changing the method by which we select and retain appellate judges. The people have not had an opportunity to vote on this question since our Constitution was adopted in 1868, one hundred thirty-one years ago. Any change will not apply to me personally. Having been elected six times, I do not intend to test the good nature of the voters again when my current term of office ends in six years. But I do sincerely believe that the public good would now be best served by a change to some form of appointment of our appellate judges with retention elections or nonpartisan elections thereafter.

"Study after study has shown that the public simply is not informed about statewide judicial candidates for our appellate courts. The great majority of our citizens never even bother to mark their ballots for either candidate in elections for appellate judges or justices. This makes it very easy for single issue groups of the right and left, which can only be described as extreme, to have an impact on appellate judicial elections far disproportionate to their numbers or to the public's acceptance of their views.

"We currently have excellent judges of both major parties - Republican and Democrat - serving in the appellate courts of North Carolina. I sincerely believe, though, that all of them now face the very real possibility of being removed from office in mid-career solely for reasons entirely unrelated to their performance as judges. Further, I regret, and I genuinely do regret, that I must point out to you that in one hundred thirty-one years under our current system, not a single member of a racial minority and not a single female has ever initially risen to serve in the Appellate division of our courts by election. It is time for our citizens to be given the right to vote on whether to amend our Constitution to adopt a better system of selecting and retaining appellate judges based on their ability and performance. Please do not deny them that right.

"Finally, I ask your indulgence for just a minute longer while I close tonight with you on a very personal note. When I dropped out of high school and joined the Marine Corps just before I turned sixteen, a lot of people would have doubted, even me, that I would ever enter this building. For that reason, I felt a particular sense of awe and humility when I first came to this Body as a public official in 1969. And, I tell you I felt an even greater sense of humility tonight when I walked onto this historic floor as only the twenty-fourth person, since North Carolina became a state, to bear the responsibilities, sometimes heavy responsibilities, of the Office of Chief Justice of North Carolina.

"In the thirty years since I first came before you on public business, North Carolina has made great progress. Any personal achievements I have made in those years, I can genuinely say to you have been in large part due to the goodwill and friendship of many of you here tonight and many who have gone before -- both Republicans and Democrats -- and I thank you. Much more importantly, the rise of North Carolina's court system from obscurity to national recognition as one of the most progressive and productive court systems in the nation has been almost entirely attributable to you in this Body, not to us.

"In the 1960's, this General Assembly took great political risks when it abolished a hodgepodge of very, very provincial local courts and created

our unified court system, as it's called, which did truly become the model for the nation. At every really critical point since that time, you have made the promise of that first court reform act come true. The Judicial branch of the government and the citizens of North Carolina generally are indebted to you for this courage.

"So, no matter how contentious representative democracy may become in this General Assembly, I implore you not to give up on each other. I can assure you that I am one North Carolinian who will always have faith in you. For the rest of my life, you will have my heartfelt thanks for your many personal friendships toward me and for your constant devotion to the welfare of our courts and to the people of North Carolina. So in closing, I wish each of you and every one of you the very best of legislative sessions and a very good evening.

"Thank you very much."

Upon completion of his address, the Chief Justice, joined by the Escort Committee, leaves the Hall of the House.

On motion of Senator Basnight, the Joint Session is dissolved and the Senate returns to its Chamber.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Michaux for the Committee on Pensions and Retirement:

H.B. 179, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY BENEFIT TO MEMBERS OF THE WILKESBORO FIREMEN'S SUPPLEMENTAL PENSION FUND, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Braswell for the Committee on Judiciary II.

H.B. 286, A BILL TO BE ENTITLED AN ACT TO AMEND THE ADOPTION LAWS PERTAINING TO ACCESS TO ADOPTION

RECORDS AND TO ESTABLISH AN ADOPTION REGISTRY, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committees on Finance and Appropriations.

The committee substitute bill is re-referred to the Committee on Finance and, if favorable, to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 813, A BILL TO BE ENTITLED AN ACT TO MAKE CYBERSTALKING A CRIMINAL OFFENSE, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Technology.

The committee substitute bill is re-referred to the Committee on Technology. The original bill is placed on the Unfavorable Calendar.

H.B. 818, A BILL TO BE ENTITLED AN ACT AMENDING THE EVIDENCE CODE, CHAPTER 8C OF THE GENERAL STATUTES, TOMAKE ADMISSIBLE FOR THE PURPOSES OF IMPEACHMENT EVIDENCE OF A WITNESS' CONVICTION OF A FELONY OR CLASS A1, CLASS 1, OR CLASS 2 MISDEMEANOR, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 21.

By Representative Mosley for the Committee on State Personnel:

H.B. 923, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE PERSONNEL ACT TO PROVIDE THAT COST-OF-LIVING ADJUSTMENTS ARE NOT AWARDED TO STATE EMPLOYEES INVOLVED IN THE FINAL STAGE OF THE DISCIPLINARY PROCEDURE AND TO PROVIDE THAT THE ADJUSTMENTS REFLECT INCREASES IN THE CONSUMER PRICE INDEX, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 21. The original bill is placed on the Unfavorable Calendar.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 5, A JOINT RESOLUTION INFORMING HIS EXCELLENCY, GOVERNOR JAMES B. HUNT, JR., THAT THE GENERAL ASSEMBLY IS ORGANIZED AND READY TO PROCEED WITH PUBLIC BUSINESS AND INVITING THE GOVERNOR TO ADDRESS A JOINT SESSION OF THE SENATE AND HOUSE OF REPRESENTATIVES, with an indefinite postponement report.

The resolution is placed on the Unfavorable Calendar.

H.J.R. 48, A JOINT RESOLUTION HONORING THE MEMORY OF PLATT D. WALKER, THE FIRST PRESIDENT OF THE NORTH CAROLINA BAR ASSOCIATION, ON THE ONE HUNDREDTH ANNIVERSARY OF THE NORTH CAROLINA BAR ASSOCIATION, with an indefinite postponement report.

The resolution is placed on the Unfavorable Calendar.

H.B. 235, A BILL TO BE ENTITLED AN ACT TO CREATE THE FEDERAL FUNDS OVERSIGHT COMMITTEE TO IMPLEMENT A 1998 BUDGET PROVISION CONCERNING OVERSIGHT OF FEDERAL GRANTS, reported without prejudice, and with recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 778, A BILL TO BE ENTITLED AN ACT TO ADD FOUR MEMBERS TO THE STUDY COMMISSION ON THE FUTURE OF ELECTRIC SERVICE IN NORTH CAROLINA, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 21.

H.B. 842, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CARRBORO TO CHANGE THE NAME OF THE BOARD OF ALDERMEN, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 21. The original bill is placed on the Unfavorable Calendar.

By Representative Kinney for the Committee on Military, Veterans and Indian Affairs:

H.B. 674, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTIFICATION AND LICENSE REGULATION OF BUILDING INSPECTORS ON TRIBAL LANDS IN CHEROKEE, GRAHAM, HAYWOOD, JACKSON, AND SWAIN COUNTIES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 21. The original bill is placed on the Unfavorable Calendar. The committee substitute changes the bill from local to public.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 651, A BILL TO BE ENTITLED AN ACT TO ALLOW BRUNSWICK COUNTY TO ASSESS A FIRE PROTECTION FEE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 21. The original bill is placed on the Unfavorable Calendar.

By Representative Hackney for the Committee on Judiciary I:

H.B. 494, A BILL TO BE ENTITLED AN ACT TO ADOPT THE UNIFORM CHILD-CUSTODY JURISDICTION AND ENFORCEMENT ACT AND TO MAKE CONFORMING CHANGES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 21. The original bill is placed on the Unfavorable Calendar.

H.B. 924, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COMMUNITY MEDIATION CENTERS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 21. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton for the Committee on Judiciary III:

H.B. 763, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL FOR A SCHOOL TEACHER OR ADMINISTRATOR TO

ENGAGE IN SEXUAL ACTS WITH A STUDENT, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 21. The original bill is placed on the Unfavorable Calendar.

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 276, A BILL TO BE ENTITLED AN ACT MAKING VARIOUS CHANGES TO THE EMPLOYMENT SECURITY LAWS OF NORTH CAROLINA, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 21. The original bill is placed on the Unfavorable Calendar.

H.B. 277, A BILL TO BE ENTITLED AN ACT AMENDING THE EMPLOYMENT SECURITY LAWS TO PROVIDE THAT AN INDIVIDUAL MAY NOT BE DISQUALIFIED FOR UNEMPLOYMENT INSURANCE BENEFITS WHEN THE INDIVIDUAL'S INABILITY TO ACCEPT BONA FIDE PERMANENT EMPLOYMENT DURING A PARTICULAR SHIFT WOULD RESULT IN AN UNDUE FAMILY HARDSHIP, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 21. The original bill is placed on the Unfavorable Calendar.

H.B. 283, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE STATE TREASURER'S INVESTMENT AUTHORITY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 21. The original bill is placed on the Unfavorable Calendar.

H.B. 291, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN ADDITIONAL POWER TO THE GOVERNOR AS THE CHIEF OF THE

STATE'S MILITIA, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 21. The original bill is placed on the Unfavorable Calendar.

H.B. 461, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DIVISION OF MOTOR VEHICLES SHALL RELEASE PERSONAL INFORMATION FOR BULK DISTRIBUTIONS OF SURVEYS, MARKETING, OR SOLICITATIONS ONLY WITH PRIOR WRITTEN APPROVAL OF THE INDIVIDUAL, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 21. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Capital:

H.B. 982, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE THE CONSTRUCTION OF THE BANDSTAND AT THE CARRBORO FARMERS' MARKET;

H.B. 997, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RENOVATION OF THE NEW HANOVER COUNTY COMMUNITY ACTION'S FACILITY;

H.B. 998, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO FRIENDS OF DAVID WALKER, INC., TO SUPPORT ITS CULTURAL ARTS PROGRAMS;

H.B. 999, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT THE COLUMBUS COUNTY DREAM CENTER;

H.B. 1004, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A REGIONAL EMERGENCY SERVICES TRAINING FACILITY AT CENTRAL CAROLINA COMMUNITY COLLEGE;

H.B. 1005, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A FORESTRY HEADQUARTERS IN MCDOWELL COUNTY;

H.B. 1012, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE ESTABLISHMENT AND INITIAL OPERATION OF A TEACHERS' RESOURCE CENTER AT THE ASHEVILLE ART MUSEUM;

H.B. 1015, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA MUSEUM OF LIFE AND SCIENCE FOR BIOQUEST;

H.B. 1019, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ORANGE ENTERPRISES FOR CAPITAL IMPROVEMENTS;

H.B. 1042, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR INDIGENCY SCREENERS FOR THE WAKE COUNTY COURT SYSTEM;

H.B. 1052, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE PROGRAMS OF FREEDOM HOUSE;

H.B. 1053, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ORANGE COUNTY FOR ITS URGENT REPAIR PROGRAM;

H.B. 1075, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE STABILIZATION AND RENOVATION OF THE JONES COUNTY SUPERIOR COURTHOUSE;

H.B. 1111, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CITY OF WILMINGTON FOR THE PURCHASE OF A FIREBOAT;

H.B. 1112, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE WILMINGTON HARBOR DEEPENING PROJECT;

H.B. 1113, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE RESTORATION OF THE HISTORIC PINE FOREST CEMETERY IN THE CITY OF WILMINGTON;

H.B. 1115, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS TO THE STATE PORTS;

H.B. 1139, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A NEW BUILDING FOR THE WATSON SCHOOL OF EDUCATION AT THE UNIVERSITY OF NORTH CAROLINA AT WILMINGTON;

H.B. 1171, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR EXHIBITS AND UPFIT FOR THE NEW NORTH CAROLINA STATE MUSEUM OF NATURAL SCIENCES;

H.B. 1278, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A CHILDREN'S HEALTH AND SERVICES CENTER IN SURRY COUNTY; and

H.B. 1281, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A SCHOOL AND COMMUNITY FACILITY IN NORTHAMPTON COUNTY.

Representatives Easterling, Hardaway, Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Natural and Economic Resources:

H.B. 330, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA COMMISSION ON WORKFORCE DEVELOPMENT; TO CONFORM THE GENERAL STATUTES TO THE FEDERAL WORKFORCE INVESTMENT ACT; AND TO MAKE OTHER STATUTORY CHANGES TO ENHANCE WORKFORCE TRAINING AND DEVELOPMENT;

H.B. 1006, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE SPECIALTY CROPS PROGRAM;

H.B. 1024, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE DEVELOPMENT OF THE NORTH CAROLINA HERITAGE CENTER;

H.B. 1037, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR IDENTIFYING AND EVALUATING POTENTIAL INDUSTRIAL AND BUSINESS SITES IN WESTERN NORTH CAROLINA AND TO BEGIN THE DEVELOPMENT ON SELECTED SITES;

H.B. 1038, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ENHANCE ECONOMIC DEVELOPMENT IN WESTERN NORTH CAROLINA THROUGH THE SMALL TOWN REVITALIZATION AND COUNTY PLANNING PROGRAM; and

H.B. 1185, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE FOR THE MANDATORY TESTING FOR EQUINE INFECTIOUS ANEMIA AND TO APPROPRIATE FUNDS TO ENFORCE THE MANDATORY TESTING.

Representatives Easterling, Hardaway, Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Health and Human Services:

H.B. 313, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PROGRAM TO RAISE PUBLIC AWARENESS ABOUT THE PREVENTION, DIAGNOSIS, AND TREATMENT OF OSTEOPOROSIS, AND TO CONTINUE THE OSTEOPOROSIS TASK FORCE;

H.B. 981, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE UNIVERSAL CHILDHOOD VACCINE DISTRIBUTION PROGRAM;

H.B. 993, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ESTABLISHING AND MAINTAINING STATEWIDE ASTHMA MANAGEMENT AND CONTROL ACTIVITIES;

H.B. 994, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR DIABETES CONTROL ACTIVITIES;

H.B. 995, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OFFICE OF MINORITY HEALTH IN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES;

H.B. 1059, A BILL TO BE ENTITLED AN ACT TO CREATE A HEALTHY SCHOOL ENVIRONMENT IN OUR PUBLIC SCHOOLS BY HIRING ONE HUNDRED FIFTY SCHOOL NURSES PER YEAR TO REACH A RATIO OF ONE SCHOOL NURSE FOR EVERY SEVEN HUNDRED FIFTY STUDENTS BY THE YEAR 2010;

H.B. 1062, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR AREA MENTAL HEALTH PROGRAMS;

H.B. 1079, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE ESTABLISHMENT OF HEALTHY CAROLINIAN PARTNERSHIP INITIATIVES IN EACH COUNTY;

H.B. 1102, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE MERGER OF THE CLEVELAND COUNTY AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES PROGRAM WITH THE GASTON-LINCOLN AREA MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES AUTHORITY;

H.B. 1110, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EDUCATE THE GENERAL PUBLIC AND TO INCREASE AWARENESS OF HEPATITIS C AS A PUBLIC HEALTH TREAT IN NORTH CAROLINA;

H.B. 1165, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT ALLOWED FOR SPECIAL ASSISTANCE LONG-TERM CARE RESIDENTS FOR PERSONAL NEEDS;

H.B. 1253, A BILL TO BE ENTITLED AN ACT TO EXPAND TRANSITIONAL MEDICAID BENEFITS FROM TWELVE MONTHS TO TWENTY-FOUR MONTHS; and

H.B. 1272, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE ADDITIONAL STAFF TO COUNTY DEPARTMENTS OF SOCIAL SERVICES FOR ADULT PROTECTIVE SERVICES AND GUARDIANSHIP.

Representatives Easterling, Hardaway, Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Education:

Committee Substitute for **H.B. 355,** A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL SCHOOL BUSES AND SCHOOL ACTIVITY BUSES PURCHASED AFTER JULY 1, 1999, TO BE EQUIPPED WITH SEAT BELTS AND TO APPROPRIATE FUNDS TO EQUIP NEW SCHOOL BUSES WITH SEAT BELTS;

H.B. 974, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ACCELERATED SCHOOLS PROGRAM;

H.B. 989, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO IMPROVE THE OPERATION OF SCHOOL TRANSPORTATION SYSTEMS;

H.B. 1017, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE PAY FOR SUBSTITUTE TEACHERS;

H.B. 1018, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE INTERNATIONAL BACCALAUREATE PROGRAM;

H.B. 1040, A BILL TO BE ENTITLED AN ACT TO ENACT THE COMPREHENSIVE COMMUNITY COLLEGE IMPROVEMENT ACT OF 1999;

H.B. 1058, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE PAYMENT OF THE PARTICIPATION FEE FOR TEACHERS WHO PARTICIPATE A SECOND TIME IN THE NATIONAL BOARD FOR PROFESSIONAL TEACHING STANDARDS (NBPTS) CERTIFICATION PROGRAM;

H.B. 1121, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO FULLY FUND THE SCHOOL BUS EFFICIENCY FORMULA; and

H.B. 1215, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE LEADERSHIP NORTH CAROLINA PROGRAM.

Representatives Easterling, Hardaway, Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on General Government:

H.B. 969, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA MUSEUM OF ART FOUNDATION TO ASSIST IN THE DEVELOPMENT OF THE FILM, KAY KYSER-A LIFE IN MOTION; and

H.B. 976, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO STUDY THE FEASIBILITY OF ESTABLISHING A STATE MILITARY MUSEUM.

The House stands adjourned at 8:21 p.m.

FORTY-EIGHTH DAY**HOUSE OF REPRESENTATIVES**

Tuesday, April 20, 1999

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"Gracious God, I pray for my brothers and sisters who are gathered here this day. Be with the Members, the officers and the staff of the House. It is obvious that the intensity of their labor is increasing and the weight of their workload is escalating. In these busy times, I pray that You will give them strength to do the tasks set before them. Though there is much to do, prevent them from simply rushing from one agenda item to another. Rather, let them with firm resolve give honest reflection and attention to each matter. Let not speed, but the quest for truth and goodness be the determining factor. For even though agendas are finished, if they are not completed in righteousness, then it would be better if they were never begun. Strengthen us, O Lord, grant us vision, give us perseverance. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 19 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (113-0).

Representative Luebke requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (114-0).

Leaves of absence are granted Representatives Creech and Gray for today.

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees are presented:

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 150, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF L.W. LOCKE, FORMER MEMBER OF THE GENERAL ASSEMBLY, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

H.B. 438, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF BEAUFORT COUNTY, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Ways and Means.

The committee substitute bill is re-referred to the Committee on Ways and Means. The original bill is placed on the Unfavorable Calendar. The committee substitute changes the bill from local to public.

H.B. 605, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CRAVEN COUNTY, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Local Government I.

The committee substitute bill is re-referred to the Committee on Local Government I. The original bill is placed on the Unfavorable Calendar.

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 918, A BILL TO BE ENTITLED AN ACT TO INCREASE THE DEATH BENEFIT FOR LAW ENFORCEMENT OFFICERS, FIREMEN, RESCUE SQUAD WORKERS, AND SENIOR CIVIL AIR PATROL MEMBERS KILLED IN THE LINE OF DUTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Pensions and Retirement.

The bill is re-referred to the Committee on Pensions and Retirement.

By Representative Braswell for the Committee on Judiciary II:

H.B. 760, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTIES FOR CERTAIN ARSON OFFENSES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Dedmon for the Committee on Local Government I:

H.B. 776, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF ROANOKE RAPIDS TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 812, A BILL TO BE ENTITLED AN ACT TO REMOVE SUNSET ON PROCEEDS USE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives Adams and Goodwin, Chairs, for the Committee on Highway Safety:

H.B. 898, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE USE OF CERTAIN SAFETY EQUIPMENT BY CHILDREN WHILE THEY ARE BICYCLE OPERATORS OR PASSENGERS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Ways and Means.

On motion of Representative Goodwin, Committee Amendment No. 1 is adopted.

The bill is ordered engrossed and re-referred to the Committee on Ways and Means.

By Representative Hill for the Committee on Agriculture:

H.B. 1009, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR AGRICULTURAL RESEARCH BY INCREASING THE ASSESSMENT ON FERTILIZER, COMMERCIAL FEED, OR THEIR INGREDIENTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representatives Yongue and Warner, Chairs, for the Committee on Education:

H.B. 967, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING TESTING REQUIREMENTS FOR CHARTER SCHOOLS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Crawford and Goodwin, Chairs, for the Committee on Mental Health:

H.B. 972, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST AND EXPENSES OF TRANSPORTING A RESPONDENT IN AN INVOLUNTARY COMMITMENT PROCEEDING MAY BE RECOVERED FROM THE RESPONDENT'S COUNTY OF RESIDENCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Baddour for the Committee on Judiciary IV:

H.B. 980, A BILL TO BE ENTITLED AN ACT TO ALLOW JUDICIAL DISCRETION IN DETERMINING THE AMOUNT OF SUBROGATION OF EMPLOYERS' LIENS IN ACTIONS AGAINST THIRD PARTIES UNDER THE WORKERS' COMPENSATION ACT, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 1100, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISIONS FOR THE RESIGNATION, REMOVAL, AND RENUNCIATION OF TRUSTEES AND FOR THE APPOINTMENT OF SUCCESSOR TRUSTEES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 1216, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE JUVENILE JUSTICE REFORM ACT OF 1998, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

Committee Substitute for **H.B. 222**, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LITTERING LAW BY INCREASING THE MINIMUM AND MAXIMUM FINES AND BY REQUIRING COMMUNITY SERVICE IN THOSE INSTANCES WHERE IT IS CURRENTLY PERMISSIVE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 280**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND OTHER CHANGES TO THE MOTOR VEHICLE LAWS, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 504**, A BILL TO BE ENTITLED AN ACT RELATING TO THE ADOPTION OF PLANNING, ZONING, AND SUBDIVISION ORDINANCES IN CARTERET COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 755, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN MUNICIPALITIES TO CREATE SERVICE DISTRICTS TO FINANCE LIGHTING AT INTERSTATE HIGHWAY INTERCHANGES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 852, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF NONCONTIGUOUS AREAS BY THE CITY OF HICKORY AND ANNEXATION OF CERTAIN DESCRIBED PROPERTY BY THE TOWN OF MOCKSVILLE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Church, Allen, Crawford, and Tallent:

H.B. 1299, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OFFICE OF THE STATE CONTROLLER, is referred to the Committee on Appropriations.

By Representative Gulley:

H.B. 1300, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RESTORE AND RENOVATE THE MATTHEWS COMMUNITY CENTER AND EXPAND ITS STAGE AREA, is referred to the Committee on Appropriations.

By Representatives Bonner and Sutton:

H.B. 1301, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST THE TOWN OF ROWLAND IN RENOVATING ITS ATHLETIC PARK, is referred to the Committee on Appropriations.

By Representatives Bonner, Sutton, and Yongue:

H.B. 1302, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM TAX MOTOR FUEL SOLD TO CHARTER SCHOOLS, is referred to the Committee on Finance.

By Representatives Owens, Goodwin, Gray, and Wright:

H.B. 1303, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR WIDELY SHARED PROSPERITY BY AMENDING THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS EXPANSION ACT, BY PROVIDING ADDITIONAL TAX INCENTIVES FOR VARIOUS BUSINESSES, AND BY MAKING RELATED CHANGES, is referred to the Committee on Finance.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 296, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROVISIONS REGARDING SUPPLEMENTAL RETIREMENT FUNDS FOR FIREMEN IN THE CHARTER OF THE TOWN OF FOREST CITY, is read the first time and referred to the Committee on Local Government I.

Committee Substitute for **S.B. 347**, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH BENEFIT PLANS TO COVER NONFORMULARY DRUGS AND DEVICES WHEN MEDICALLY NECESSARY, is read the first time and referred to the Committee on Insurance.

S.B. 573, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF CHARLOTTE TO ENGAGE IN PUBLIC-PRIVATE PROJECTS OUTSIDE THE DOWNTOWN AREA, is read the first time and referred to the Committee on Local Government I.

S.B. 626, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DURHAM CITY COUNCIL TO DELEGATE TO CITY DEPARTMENTS THE AUTHORITY TO APPROVE FIREWORKS DISPLAYS, is read the first time and referred to the Committee on Local Government II.

S.B. 627, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DURHAM CITY COUNCIL TO AUTHORIZE DEPUTY AND ASSISTANT CITY MANAGERS TO MAKE AND EXECUTE CONTRACTS, is read the first time and referred to the Committee on Local Government II.

S.B. 652, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE IN DURHAM COUNTY TO FRAUDULENTLY OBTAIN AMBULANCE SERVICES, is read the first time and referred to the Committee on Local Government II.

Committee Substitute for **S.B. 658**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET ON THE LAW PROVIDING THAT CERTAIN SECONDARY SUPPLIERS OF ELECTRIC SERVICE MAY FURNISH SERVICE WITHIN THE CORPORATE LIMITS OF A CITY WITH WRITTEN CONSENT FROM THE CITY, ALLOWING THE BOARD OF AN ELECTRIC OR TELEPHONE MEMBERSHIP CORPORATION TO VOTE BY PROXY ON DECISIONS TO ENCUMBER CORPORATE PROPERTY OR TO DISSOLVE AN ELECTRIC MEMBERSHIP CORPORATION, AND MAKING TECHNICAL CHANGES TO THE LAW REGARDING MUNICIPAL

ELECTRIC SERVICE, is read the first time and referred to the Committee on Public Utilities.

S.B. 687, A BILL TO BE ENTITLED AN ACT TO AMEND THE SUPPLEMENTAL RETIREMENT FUND FOR FULL-TIME PAID FIREFIGHTERS IN THE CITY OF HICKORY, is read the first time and referred to the Committee on Local Government II.

S.B. 719, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF DURHAM TO CONSIDER LIMITATIONS ON USES AS REQUESTED IN THE DEVELOPMENT PLANS SUBMITTED FOR REZONINGS AND TO MAKE OTHER CHANGES REGARDING THE CONSIDERATION OF DEVELOPMENT PLANS, is read the first time and referred to the Committee on Local Government II.

S.B. 793, A BILL TO BE ENTITLED AN ACT AMENDING THE PSYCHOLOGY PRACTICE ACT TO INCLUDE WITHIN THE SCOPE OF PRACTICE THE DIAGNOSIS AND TREATMENT OF NEUROPSYCHOLOGICAL ASPECTS OF PHYSICAL ILLNESS, ACCIDENT, INJURY, OR DISABILITY AND TO DEFINE THE TERM NEUROPSYCHOLOGICAL, is read the first time and referred to the Committee on Health.

CALENDAR

Action is taken on the following:

H.B. 863, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF ST. JAMES, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker,

Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 116.

Voting in the negative: None.

Excused absences: Representatives Creech and Gray - 2.

H.B. 707, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF BROADWAY TO ALLOW THE TOWN TO OPERATE UNDER A COUNCIL-MANAGER FORM OF GOVERNMENT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 797, A BILL TO BE ENTITLED AN ACT EXEMPTING CERTAIN STATE PROPERTY FROM FIRE PROTECTION FEES IMPOSED BY UNION COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 802, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF DURHAM TO CONSIDER LIMITATIONS ON USES AS REQUESTED IN THE DEVELOPMENT PLANS SUBMITTED FOR REZONINGS AND TO MAKE OTHER CHANGES REGARDING THE CONSIDERATION OF DEVELOPMENT PLANS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 803, A BILL TO BE ENTITLED AN ACT TO PROVIDE DURHAM COUNTY WITH ADDITIONAL OPTIONS FOR SERVICE OF PROCESS IN ZONING CODE CASES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **H.B. 684**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWNS OF APEX, CARY, GARNER, AND MORRISVILLE TO ADOPT ORDINANCES REGULATING REMOVAL, REPLACEMENT, AND PRESERVATION OF TREES AND SHRUBS WITHIN THE TOWNS AND THE TOWNS' EXTRATERRITORIAL

PLANNING JURISDICTION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **H.B. 749**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DISTRIBUTION OF THE NET PROFITS FROM THE SALE OF ALCOHOLIC BEVERAGES BY THE CITY OF BELMONT LOCAL ABC SYSTEM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 848**, A BILL TO BE ENTITLED AN ACT TO SUSPEND THE CHARTER SCHOOL APPLICATION DEADLINES FOR THE ROCKINGHAM COUNTY CONSOLIDATED SCHOOLS FOR THE 1999-2000 SCHOOL YEAR.

Representative Sexton offers Amendment No. 1 which is adopted.

Representative Goodwin offers Amendment No. 2 which is adopted.

The bill, as amended, passes its second reading, and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 239**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING PROPERTY TRANSFERS BETWEEN COMMUNITY COLLEGE BOARDS OF TRUSTEES AND COUNTIES FOR COMMUNITY COLLEGE PURPOSES, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas,

McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 115.

Voting in the negative: Representatives Allred and Morgan - 2.

Excused absences: Representatives Creech and Gray - 2.

Committee Substitute for **H.B. 478**, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF THREATENING JUDGES, DISTRICT ATTORNEYS, AND OTHER COURT OFFICERS.

Representative Thompson offers Amendment No. 2 which is adopted by electronic vote (118-0).

The bill, as amended, passes its third reading, by electronic vote (116-1), and is ordered engrossed and sent to the Senate.

ELECTRONIC VOTE TIME CHANGE

Pursuant to Rule 20(c), the Chair directs the time for voting changed from 15 seconds to 10 seconds.

CALENDAR (continued)

H.B. 95, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CONSUMER FINANCE ACT TO INCREASE THE AMOUNT OF LOANABLE ASSETS REQUIRED BEFORE AN ENTITY IS LICENSED TO ENGAGE IN BUSINESS IN THE STATE, TO REVISE THE AMOUNT OF, AND MAXIMUM RATE OF INTEREST FOR, SMALL LOANS, TO ESTABLISH A LOAN PROCESSING FEE FOR CERTAIN LOANS, TO REPEAL OBSOLETE PROVISIONS OF LAW, AND TO MAKE CONFORMING CHANGES.

Representative Luebke moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Finance. The motion fails by electronic vote (50-65).

The bill passes its second reading, by electronic vote (83-32), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (88-28), and is ordered sent to the Senate.

H.B. 409, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATEWIDE USE OF CAMERAS TO DETECT TRAFFIC OFFENSES.

Representative Saunders calls the previous question on the passage of the bill and the call is sustained by electronic vote (75-41).

The bill fails to pass its second reading by electronic vote (42-75).

Committee Substitute for **H.B. 296**, A BILL TO BE ENTITLED AN ACT TO REPEAL OBSOLETE OR UNNECESSARY LAWS AND MAKE TECHNICAL AND CLARIFYING AMENDMENTS AND CORRECTIONS IN VARIOUS INSURANCE STATUTES.

Representative Cox requests that he be excused from voting on this bill, to prevent a conflict of interest due to working in the insurance industry, under Rule 24.1A and this request is granted.

The bill passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

Representative McComas requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (108-0).

The bill passes its third reading, by electronic vote (111-0), and is ordered sent to the Senate.

Committee Substitute for **H.B. 244**, A BILL TO BE ENTITLED AN ACT TO ADD A STUDENT MEMBER TO THE STATE BOARD OF COMMUNITY COLLEGES, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **H.B. 921**, A BILL TO BE ENTITLED AN ACT TO REWRITE THE DEFINITIONS OF "POLITICAL COMMITTEE," "CONTRIBUTION," "EXPENDITURE," AND "CANDIDATE"; TO ADD A DEFINITION OF "INDEPENDENT EXPENDITURE"; TO REMOVE THE TERM "POLITICAL PURPOSE"; TO NARROW THE PROHIBITION ON CORPORATE AND OTHER POLITICAL EXPENDITURES TO CONSTITUTIONAL BOUNDS; TO MERGE THE FIRST QUARTERLY REPORT WITH THE PRE-PRIMARY REPORT; TO AMEND THE

STATUTES WITH REGARD TO REPORTING CONTRIBUTIONS AND EXPENDITURES; AND TO MAKE OTHER CHANGES RELATED TO REPAIRING THE CAMPAIGN STATUTES AFTER THE DECISION OF THE FOURTH U.S. CIRCUIT COURT OF APPEALS IN NORTH CAROLINA RIGHT TO LIFE, INC., V. BARTLETT.

Representative Baddour offers Amendment No. 1 which is adopted by electronic vote (105-0).

Representative Pope offers Amendment No. 2 which is adopted by electronic vote (116-0).

Representative C. Wilson offers Amendment No. 3 which fails of adoption by electronic vote (41-73).

The bill, as amended, passes its second reading, by electronic vote (101-14), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 670, A BILL TO BE ENTITLED AN ACT TO REQUEST THE NORTH CAROLINA SUPREME COURT TO CONSIDER AND ADOPT RULES TO EXPEDITE APPEALS FROM CAPITAL CASES THAT INCLUDE A SENTENCE OF DEATH, passes its second reading by electronic vote (72-43).

Representative Cunningham objects to the third reading. The bill remains on the Calendar.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 908, A BILL TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF ROBBERY WITH A CHEMICAL AGENT, passes its second reading, by electronic vote (111-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **H.B. 236**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE BAITING OF ANIMALS

AND TO MAKE CORRECTIONS IN THE LAW REGARDING THE MANDATORY SUSPENSION OF HUNTING LICENSES AND PERMITS, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 821, A BILL TO BE ENTITLED AN ACT TO RELOCATE THE NORTH CAROLINA GOVERNMENT COMPETITION COMMISSION FROM THE DEPARTMENT OF COMMERCE TO THE OFFICE OF STATE BUDGET AND MANAGEMENT, passes its second reading, by electronic vote (95-20), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **H.B. 260**, A BILL TO BE ENTITLED AN ACT TO UPDATE AND MAKE TECHNICAL CHANGES TO THE COMMUNITY COLLEGE LAWS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

RE-REFERRALS

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, the following bills are withdrawn from the Committee on Local Government I and re-referred to the Committee on Rules, Calendar, and Operations of the House:

H.B. 66, A BILL TO BE ENTITLED AN ACT RELATING TO COLUMBUS COUNTY;

H.B. 81, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES IN THE 32ND HOUSE DISTRICT;

H.B. 82, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES IN THE 32ND HOUSE DISTRICT;

H.B. 83, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES IN THE 32ND HOUSE DISTRICT; and

H.B. 84, A BILL TO BE ENTITLED AN ACT RELATING TO MONTGOMERY COUNTY.

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, the following bills are withdrawn from the Committee on Local Government II and re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 85, A BILL TO BE ENTITLED AN ACT RELATING TO SCOTLAND COUNTY;

H.B. 86, A BILL TO BE ENTITLED AN ACT RELATING TO RICHMOND COUNTY;

H.B. 87, A BILL TO BE ENTITLED AN ACT RELATING TO RICHMOND COUNTY;

H.B. 88, A BILL TO BE ENTITLED AN ACT RELATING TO SCOTLAND COUNTY; and

H.B. 123, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES IN THE 52ND HOUSE DISTRICT.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.B. 736, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF PLYMOUTH, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Health.

The committee substitute bill is re-referred to the Committee on Health. The original bill is placed on the Unfavorable Calendar. The committee substitute changes the bill from local to public.

H.B. 787, A BILL TO BE ENTITLED AN ACT RELATING TO MECKLENBURG COUNTY, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Local Government I.

The committee substitute bill is re-referred to the Committee on Local Government I. The original bill is placed on the Unfavorable Calendar.

By Representative Baddour for the Committee on Judiciary IV:

H.B. 114, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ATTORNEY REPRESENTATION OF CHILDREN REPRESENTED BY GUARDIAN AD LITEM PROGRAM THROUGHOUT PROCEEDINGS OF THE CASE, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 979, A BILL TO BE ENTITLED AN ACT TO MODIFY THE RIGHTS OF A DECEDENT'S SPOUSE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

Representative Culpepper moves, seconded by Representative Berry, that the House adjourn, subject to the receipt of Committee Reports and receipt of Messages from the Senate, to reconvene April 21 at 4:00 p.m.

The motion carries.

The House stands adjourned at 6:36 p.m.

FORTY-NINTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, April 21, 1999

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Robert Poulk, Associate Pastor, Haymount United Methodist Church, Fayetteville, North Carolina.

"We pause O God, to acknowledge and give thanks for Your presence here. May this presence bring to Your servants, here, the wisdom that comes down from above that is first pure, peaceable, given to mercy and good works, open to reason, gentle without uncertainty and insincerity. Grant each of them a discerning conscience that always answers to the truth. In Christ's name we pray. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 19 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (110-0).

Representative Pope is excused for a portion of the session.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Hensley for the Committee on Alcoholic Beverage Control:

H.B. 1043, A BILL TO BE ENTITLED AN ACT TO ELIMINATE BROWN-BAGGING PERMITS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

By Representatives Alexander and Bonner, Chairs, for the Committee on Election Law and Campaign Finance Reform:

H.B. 1072, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS IN THE VOTER REGISTRATION LAWS AND OTHER ELECTION LAWS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Pensions and Retirement:

H.B. 722, A BILL TO BE ENTITLED AN ACT TO ALLOW MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM TO PURCHASE CERTAIN PART-TIME SERVICE RENDERED WHILE FULL-TIME STUDENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

H.B. 918, A BILL TO BE ENTITLED AN ACT TO INCREASE THE DEATH BENEFIT FOR LAW ENFORCEMENT OFFICERS, FIREMEN, RESCUE SQUAD WORKERS, AND SENIOR CIVIL AIR PATROL MEMBERS KILLED IN THE LINE OF DUTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

By Representative Hackney for the Committee on Judiciary I:

H.B. 884, A BILL TO BE ENTITLED AN ACT TO HONOR THE MEMORY OF MATTHEW SHEPARD BY EXPANDING THE SCOPE OF THE HATE CRIME LAWS AND INCREASING THE CRIMINAL PENALTY FOR COMMITTING A HATE CRIME, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

H.B. 1030, A BILL TO BE ENTITLED AN ACT TO CHANGE THE LIGHTING REQUIREMENTS FOR LIGHT TRAILERS AND EXEMPT CERTAIN ADDITIONAL FARM TRAILERS FROM THE REGISTRATION REQUIREMENTS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton for the Committee on Judiciary III:

H.B. 939, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT THAT MAY BE IN CONTROVERSY IN SMALL CLAIMS COURT, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

H.B. 973, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE GENERAL STATUTES CONCERNING THE ISSUANCE OF A MARRIAGE LICENSE AND TO DIRECT THE LEGISLATIVE RESEARCH COMMISSION TO STUDY CHAPTER 51 OF THE GENERAL STATUTES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

By Representative Dedmon for the Committee on Local Government I:

H.B. 837, A BILL TO BE ENTITLED AN ACT EXTENDING THE TOWN OF CHOCOWINITY'S EXTRATERRITORIAL JURISDICTION, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

By Representative Jarrell for the Committee on Local Government II:

H.B. 828, A BILL TO BE ENTITLED AN ACT TO REQUIRE MCDOWELL COUNTY TO PUBLICIZE THE REVENUE-NEUTRAL TAX RATE IN THE YEARS WHEN THERE IS A GENERAL REVALUATION OF REAL PROPERTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

H.B. 829, A BILL TO BE ENTITLED AN ACT TO ASSIST THE TRANSYLVANIA SCHOOLS WITH THE EXPEDITING OF PUBLIC SCHOOL FACILITIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

H.B. 840, A BILL TO BE ENTITLED AN ACT TO EXEMPT ONSLOW COUNTY FROM CERTAIN STATUTORY REQUIREMENTS

IN THE RENOVATION OF THE ONSLOW SUPERIOR COURTHOUSE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

By Representative Wright for the Committee on Health:

H.B. 905, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ADDITIONAL DENTAL BENEFITS BE PROVIDED UNDER THE HEALTH INSURANCE PROGRAM FOR CHILDREN, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

By Representatives Edwards and McAllister for the Committee on Public Health:

H.B. 96, A BILL TO BE ENTITLED AN ACT TO RESTORE AND APPLY RETROACTIVELY THE EXEMPTION FROM LICENSURE FOR CERTAIN ADULT CARE HOMES MAINTAINED OR OPERATED BY A UNIT OF GOVERNMENT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

H.B. 329, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE TIMING OF RABIES VACCINATIONS FOR DOGS AND CATS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 957, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN ELECTRONIC OR FACSIMILE SIGNATURE OF A PHYSICIAN PROVIDING MEDICAL CERTIFICATION OF DEATH IS ACCEPTABLE IF APPROVED BY THE STATE REGISTRAR OF VITAL STATISTICS, with a favorable report, as amended.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

H.B. 958, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT CONFIDENTIAL INFORMATION OBTAINED BY HEALTH MAINTENANCE ORGANIZATIONS OR PROVIDER SPONSORED ORGANIZATIONS MAY BE DISCLOSED PURSUANT TO COURT ORDER FOR CERTAIN PURPOSES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

S.B. 273, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL FACILITIES AND PROVIDERS THAT DETECT, DIAGNOSE, OR TREAT CANCER PATIENTS TO REPORT CANCER CASES TO THE CANCER CONTROL REGISTRY, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.R. 325, A HOUSE RESOLUTION HONORING THE EARLY OFFICERS OF THE TOWN OF SHALLOTTE ON THE ONE HUNDREDTH ANNIVERSARY OF THE TOWN, with recommendation that it be adopted.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of April 22.

H.B. 499, A BILL TO BE ENTITLED AN ACT TO DIVIDE DISTRICT COURT DISTRICT 30 AND PROSECUTORIAL DISTRICT 30 INTO DISTRICTS 30A AND 30B, with an unfavorable report.

The bill is placed on the Unfavorable Calendar.

H.B. 526, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TWO ASSISTANT DISTRICT ATTORNEYS IN PROSECUTORIAL DISTRICT 15A, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 698, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TWO ASSISTANT DISTRICT ATTORNEYS IN

PROSECUTORIAL DISTRICT 19A, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1074, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES IN THE ELECTION LAWS, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Election Law and Campaign Finance Reform.

The committee substitute bill is re-referred to the Committee on Election Law and Campaign Finance Reform. The original bill is placed on the Unfavorable Calendar.

H.B. 1117, A BILL TO BE ENTITLED AN ACT TO DIVIDE SUPERIOR COURT DISTRICT 5 INTO A SET OF DISTRICTS, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives Adams and Goodwin, Chairs, for the Committee on Highway Safety:

H.B. 1054, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL ACTIVITY BUSES TO STOP AT ALL RAILROAD CROSSINGS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

H.B. 1203, A BILL TO BE ENTITLED AN ACT TO MODIFY THE REQUIREMENT FOR THE USE OF HELMETS BY OPERATORS AND PASSENGERS ON MOTORCYCLES AND TO INCREASE THE TAX ON PRIVATE MOTORCYCLE REGISTRATIONS THAT IS USED TO PROVIDE FUNDS FOR MOTORCYCLE SAFETY PROGRAMS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Hurley for the Committee on Insurance:

H.B. 713, A BILL TO BE ENTITLED AN ACT TO REQUIRE PARITY IN HEALTH INSURANCE COVERAGE FOR MENTAL ILLNESS AND CHEMICAL DEPENDENCY TREATMENT, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

On motion of the Chair, pursuant to Rule 36(b)(2), the committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

By Representative Jarrell for the Committee on Economic Growth and Community Development:

H.B. 119, A BILL TO BE ENTITLED AN ACT TO ALLOW CITIES AND COUNTIES TO EXERCISE THE POWER OF EMINENT DOMAIN FOR ECONOMIC DEVELOPMENT PURPOSES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar. The committee substitute changes the bill from public to local.

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 525, A BILL TO BE ENTITLED AN ACT TO PROHIBIT TELEPHONE SOLICITORS MAKING TELEPHONE SOLICITATIONS TO RESIDENTIAL TELEPHONE SUBSCRIBERS FROM BLOCKING A SUBSCRIBER'S USE OF A CALLER IDENTIFICATION SERVICE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

H.B. 885, A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS BY REQUIRING CONTRACTS FOR THE RENTAL OF SELF-SERVICE STORAGE TO CLEARLY STATE CERTAIN TERMS REGARDING THE IMPOSITION OF LATE FEES, TO LIMIT THE RATE OF LATE FEES, AND TO PROHIBIT INTERFERENCE WITH ACCESS TO THE RENTED STORAGE UNIT DURING THE GRACE PERIOD, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Decker, Allred, Arnold, Baker, Barbee, Brown, Brubaker, Cansler, Capps, Clary, Creech, Culp, Daughtry, Davis, Dockham, Eddins, Ellis, Esposito, Gardner, Gray, Gulley, Hiatt, Holmes, Horn, Kiser, McComas, McCombs, McMahan, Miner, Mitchell, Moore, Morris, Nye, Preston, Rayfield, Russell, Setzer, Sexton, Sherrill, Smith, Starnes, Tallent, Teague, Walend, Warwick, G. Wilson, and Wood:

H.B. 1304, A BILL TO BE ENTITLED AN ACT TO REDUCE INCOME TAXES FOR MARRIED COUPLES, is referred to the Committee on Finance.

By Representatives Carpenter, Buchanan, Culp, Davis, Edwards, Goodwin, Gulley, Melton, Mitchell, Setzer, Sexton, Smith, Walend, and G. Wilson:

H.B. 1305, A BILL TO BE ENTITLED AN ACT TO ADJUST THE SALARIES OF WILDLIFE ENFORCEMENT OFFICERS OF THE WILDLIFE RESOURCES COMMISSION TO ELIMINATE SALARY INEQUITY WITH THE OFFICERS OF OTHER LAW ENFORCEMENT AGENCIES, is referred to the Committee on State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives McLawhorn, Rogers, Tolson, and Warren:

H.B. 1306, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE SUPPORT OF THE PARTNERSHIP FOR HUMAN SERVICES AT EAST CAROLINA UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Edwards and Goodwin (Primary Sponsors); and Barefoot:

H.B. 1307, A BILL TO BE ENTITLED AN ACT TO DEVELOP A PROPOSAL FOR THE ESTABLISHMENT OF THE OFFICE OF CONSUMER ADVOCATE AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, is referred to the Committee on Appropriations.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 651**, A BILL TO BE ENTITLED AN ACT TO ALLOW BRUNSWICK COUNTY TO ASSESS A FIRE PROTECTION FEE, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culpepper, Cunningham, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, and Yongue - 109.

Voting in the negative: None.

Excused absences: Representatives Culp, Miller, and Rogers - 3.

Committee Substitute for **H.B. 842**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTER OF THE TOWN OF CARRBORO TO CHANGE THE NAME OF THE BOARD OF ALDERMEN, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 670, A BILL TO BE ENTITLED AN ACT TO REQUEST THE NORTH CAROLINA SUPREME COURT TO CONSIDER AND ADOPT RULES TO EXPEDITE APPEALS FROM CAPITAL CASES THAT INCLUDE A SENTENCE OF DEATH, passes its third reading, by electronic vote (97-19), and is ordered sent to the Senate.

Committee Substitute No. 2 for **H.B. 247**, A BILL TO BE ENTITLED AN ACT TO REGULATE FUNERAL PROCESSIONS AND TO CODIFY THE RULES OF THE ROAD WITH REGARD TO FUNERAL PROCESSION.

Representative Hunter requests that he be excused from voting on this bill, because of a possible conflict, under Rule 24.1A and this requested is granted.

The bill passes its second reading, by electronic vote (114-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 818, A BILL TO BE ENTITLED AN ACT AMENDING THE EVIDENCE CODE, CHAPTER 8C OF THE GENERAL STATUTES, TOMAKE ADMISSIBLE FOR THE PURPOSES OF IMPEACHMENT EVIDENCE OF A WITNESS' CONVICTION OF A FELONY OR CLASS A1, CLASS 1, OR CLASS 2 MISDEMEANOR, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 923**, A BILL TO BE ENTITLED AN ACT AMENDING THE STATE PERSONNEL ACT TO PROVIDE THAT COST-OF-LIVING ADJUSTMENTS REFLECT INCREASES IN THE CONSUMER PRICE INDEX, passes its second reading, by electronic (114-0), and there being no objection is read a third time.

Representative Ellis states that his voting equipment malfunctioned and he requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (115-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 778, A BILL TO BE ENTITLED AN ACT TO ADD FOUR MEMBERS TO THE STUDY COMMISSION ON THE FUTURE OF ELECTRIC SERVICE IN NORTH CAROLINA, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 674**, A BILL TO BE ENTITLED AN ACT TO ALLOW A FEDERALLY RECOGNIZED INDIAN TRIBE TO PERFORM BUILDING INSPECTIONS AND TO ALLOW CERTIFICATION AND LICENSE REGULATION OF BUILDING INSPECTORS ON TRIBAL LANDS OF FEDERALLY RECOGNIZED INDIAN TRIBES, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 924**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COMMUNITY MEDIATION CENTERS, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 494**, A BILL TO BE ENTITLED AN ACT TO ADOPT THE UNIFORM CHILD-CUSTODY JURISDICTION AND ENFORCEMENT ACT AND TO MAKE CONFORMING CHANGES, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 763**, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL FOR A SCHOOL PERSONNEL TO ENGAGE IN SEXUAL ACTS WITH STUDENTS, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

Representative Allred requests and is granted permission to be recorded as voting "aye". Representative Ramsey requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (115-0).

The bill passes its third reading and is ordered sent to the Senate

Committee Substitute for **H.B. 276**, A BILL TO BE ENTITLED AN ACT MAKING VARIOUS CHANGES TO THE EMPLOYMENT SECURITY LAWS OF NORTH CAROLINA, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 277**, A BILL TO BE ENTITLED AN ACT AMENDING THE EMPLOYMENT SECURITY LAWS TO PROVIDE THAT AN INDIVIDUAL MAY NOT BE DISQUALIFIED FOR UNEMPLOYMENT INSURANCE BENEFITS WHEN THE INDIVIDUAL'S INABILITY TO ACCEPT BONA FIDE PERMANENT EMPLOYMENT DURING A PARTICULAR SHIFT WOULD RESULT IN AN UNDUE FAMILY HARDSHIP AND TO PROVIDE THAT AN INDIVIDUAL MAY NOT BE DISQUALIFIED FOR UNEMPLOYMENT

INSURANCE BENEFITS WHEN THE INDIVIDUAL'S DISCHARGE IS SOLELY DUE TO AN INABILITY TO ACCEPT WORK DURING A PARTICULAR SHIFT AS THE RESULT OF AN UNDUE FAMILY HARDSHIP, passes its second reading by electronic vote (113-4).

Representative Decker objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 283**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATE TREASURER'S INVESTMENT AUTHORITY, passes its second reading, by electronic vote (118-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 291**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE GOVERNOR AS THE CHIEF OF THE STATE'S MILITIA SHALL HAVE THE POWER TO PLACE INDIVIDUALS AND UNITS OR PARTS OF UNITS OF THE NORTH CAROLINA NATIONAL GUARD TO ASSIST WITH STATE INAUGURAL ACTIVITIES, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 461**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DIVISION OF MOTOR VEHICLES SHALL RELEASE PERSONAL INFORMATION FOR BULK DISTRIBUTIONS OF SURVEYS, MARKETING, OR SOLICITATIONS ONLY WITH PRIOR WRITTEN APPROVAL OF THE INDIVIDUAL, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.B. 419, A BILL TO BE ENTITLED AN ACT RELATING TO THE 40TH HOUSE DISTRICT, reported without prejudice as to committee

substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Local Government II.

The committee substitute bill is re-referred to the Committee on Local Government II. The original bill is placed on the Unfavorable Calendar.

H.B. 421, A BILL TO BE ENTITLED AN ACT TO ROTATE PARTY ALIGNMENT ON THE BALLOT, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Election Law and Campaign Finance Reform.

The bill is re-referred to the Committee on Election Law and Campaign Finance Reform.

H.B. 1286, A BILL TO BE ENTITLED AN ACT TO AMEND THE MASS GATHERINGS LAW PERTAINING TO FOOD INSPECTIONS, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar.

ADDENDA TO COMMITTEE ASSIGNMENTS

The Speaker makes the following committee appointment:

HEALTH: Add Representative Braswell.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Warwick and Gibson, Chairs, for the Committee on Environment and Natural Resources:

H.B. 215, A BILL TO BE ENTITLED AN ACT TO EXTEND THE MORATORIUM ON ISSUING SHELLFISH CULTIVATION LEASES IN CORE SOUND, TO REQUIRE THE DIVISION OF MARINE FISHERIES AND THE PRIMARY INVESTIGATOR TO REPORT THE RESULTS OF THE SHELLFISH MAPPING AND HUMAN USE MAPPING OF CORE SOUND TO THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE AND THE

MARINE FISHERIES COMMISSION, AND TO REQUIRE THE MARINE FISHERIES COMMISSION TO REVIEW THESE RESULTS AND REPORT ITS FINDINGS AND RECOMMENDATIONS TO THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 571, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL TO TAKE MENHADEN OR ATLANTIC THREAD HERRING WITH PURSE SEINE NETS WITHIN ONE AND ONE-HALF NAUTICAL MILES OF THE SHORELINE OF BRUNSWICK COUNTY FROM MAY 1 THROUGH SEPTEMBER 30 OF EACH YEAR, with an unfavorable report.

The bill is placed on the Unfavorable Calendar.

H.B. 746, A BILL TO BE ENTITLED AN ACT TO AMEND THE NATURAL AND SCENIC RIVERS ACT OF 1971 TO REMOVE THE LIMIT ON THE AMOUNT OF ACREAGE THE STATE MAY ACQUIRE FOR INCLUSION IN THE NEW RIVER STATE PARK, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

H.B. 1008, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REGULATION OF CERTAIN EXCAVATION AND GRADING ACTIVITIES UNDER THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 INSTEAD OF THE MINING ACT OF 1971, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 22. The original bill is placed on the Unfavorable Calendar.

H.B. 1108, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO REVIEW ITS CURRENT PROCEDURES CONCERNING THE ISSUING OF PERMITS FOR OPEN BURNING, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 1218, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL CHANGES TO VARIOUS ENVIRONMENTAL LAWS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 22.

S.B. 249, A BILL TO BE ENTITLED AN ACT TO EXTEND THE MORATORIUM ON ISSUING SHELLFISH CULTIVATION LEASES IN CORE SOUND, TO REQUIRE THE DIVISION OF MARINE FISHERIES AND THE PRIMARY INVESTIGATOR TO REPORT THE RESULTS OF THE SHELLFISH MAPPING AND HUMAN USE MAPPING OF CORE SOUND TO THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE AND THE MARINE FISHERIES COMMISSION, AND TO REQUIRE THE MARINE FISHERIES COMMISSION TO REVIEW THESE RESULTS AND REPORT ITS FINDINGS AND RECOMMENDATIONS TO THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.B. 512, A BILL TO BE ENTITLED AN ACT TO LICENSE ASSISTED LIVING RESIDENCE ADMINISTRATORS, reported without prejudice as to committee substitute bill, unfavorable as to original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Aging.

The committee substitute bill is re-referred to the Committee on Aging. The original bill is placed on the Unfavorable Calendar.

RE-REFERRALS

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 1016**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING RETIRING TEACHERS' COMPENSATION FOR ACCUMULATED ANNUAL LEAVE, is withdrawn from the Committee on Education and re-referred to the Committee on Pensions and Retirement.

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 965**, A BILL TO BE ENTITLED AN ACT TO INCLUDE FULL-TIME COUNTY FIRE MARSHALS IN THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, is withdrawn from the Committee on Insurance and re-referred to the Committee on Pensions and Retirement.

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 1127**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF ENVIRONMENTAL HEALTH OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO CONDUCT A STUDY INVOLVING INTERESTED PARTIES TO REVIEW AND REVISE THE CURRENT PROCEDURES CONCERNING COFFEE POTS AND ICE BUCKETS PROVIDED BY LODGING ESTABLISHMENTS IN GUEST ROOMS AND TO SUSPEND CURRENT APPLICABLE RULES UNTIL REVISED RULES HAVE BEEN ADOPTED AS TEMPORARY RULES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Environment and Natural Resources.

Representative Culpepper moves, seconded by Representative Morris, that the House adjourn, in honor and memory of Ed Worth, former Acting Reading Clerk of the House, subject to the receipt of Committee Reports and the receipt of Messages from the Senate, to reconvene April 22 at 12:45 p.m.

The motion carries.

The House stands adjourned at 6:19 p.m.

FIFTIETH DAY

HOUSE OF REPRESENTATIVES
Thursday, April 22, 1999

The House meets at 12:45 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

“Merciful God, as we come to You in prayer this day, we do so on behalf of the families and friends whose lives have been unimaginably altered by the events in Littleton, Colorado. We are shocked and horrified at the macabre scenes, the senseless violence, and the utter devastation. Lives have been taken; futures have been lost; promises and possibilities have been destroyed. Our hearts cry out in grief. Our minds are filled with disbelief. We stand here today in solidarity with the victims of this bizarre rampage. We sense their pain and we glimpse their despair. O God, we cannot help but cry out, ‘Have mercy upon us! Bind up the broken hearts and heal the emotional wounds.’ On behalf of this Body, on behalf of this State, indeed, on behalf of all people, we pray. Amen.”

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 21 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (96-0).

A leave of absence is granted Representative Rogers for today. Speaker Black; Representatives Adams, Baddour, Culp, Gray, Miller, and Thompson are excused for a portion of the session.

ESCORT COMMITTEE ANNOUNCED

The Speaker appoints the following members as an escort committee for His Excellency, Petru Lucinschi, President of Moldova: Representatives Baddour, Hackney, Earle, Dedmon, Daughtry, and Howard.

GUEST

The Sergeant-at-Arms is recognized and he announces the approach of His Excellency, Petru Lucinschi, President of Moldova, who is escorted to the Well of the House, where he addresses the House.

CHAPTERED BILL

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 76, AN ACT TO REQUIRE THE DIVISION OF CRIMINAL STATISTICS TO COLLECT AND MAINTAIN STATISTICS ON TRAFFIC LAW ENFORCEMENT. (S.L. 1999-26)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Warner and Yongue, Chairs, for the Committee on Education:

H.B. 1036, AN ACT TO ENSURE THAT EVOLUTION IS TAUGHT AS SCIENCE, NOT AS IDEOLOGY, with an unfavorable report.

The bill is placed on the Unfavorable Calendar.

By Representative Jarrell for the Committee on Local Government II:

H.B. 650, AN ACT TO ALLOW BRUNSWICK COUNTY TO REGULATE THE OPERATION OF PERSONAL WATERCRAFT, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 23. The original bill is placed on the Unfavorable Calendar.

H.B. 844, AN ACT RELATING TO CLASSIFICATIONS UNDER THE ORANGE COUNTY CIVIL RIGHTS ORDINANCE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 23. The original bill is placed on the Unfavorable Calendar.

By Representatives Bonner and Alexander, Chairs, for the Committee on Election Law and Campaign Finance Reform:

H.B. 98, AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR FOUR-YEAR TERMS FOR MEMBERS OF THE GENERAL ASSEMBLY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 930, AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO MAKE CONSISTENT THE QUALIFICATIONS FOR ELECTIVE OFFICE SO THAT QUALIFIED VOTERS UNDER TWENTY-ONE MAY SERVE UNLESS THE CONSTITUTION OTHERWISE PROHIBITS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 23.

By Representatives Buchanan and Saunders, Chairs, for the Committee on Transportation.

H.B. 723, AN ACT TO PROVIDE THAT THE FEE FOR INSPECTING AFTER-FACTORY WINDOW TINTING NEED BE PAID ONLY ONCE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 120, AN ACT TO IMPROVE THE PROCEDURES FOR NOTIFYING OWNERS AND ADVERTISING TAX LIENS ON REAL PROPERTY AND TO AUTHORIZE COUNTIES TO PROHIBIT REGISTRATION OF DEEDS IF DELINQUENT TAXES ARE OWED ON THE PROPERTY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 251, AN ACT TO REQUIRE PAYMENT OF DELINQUENT TAXES FOR THE TOWN OF BAKERSVILLE BEFORE RECORDING DEEDS CONVEYING PROPERTY SUBJECT TO THE DELINQUENT TAXES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 23.

H.B. 765, AN ACT AMENDING THE BOUNDARIES OF THE VILLAGE OF WESLEY CHAPEL, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 23.

Committee Substitute for **H.B. 812**, AN ACT TO REMOVE THE SUNSET ON A REQUIREMENT THAT PART OF CERTAIN CRAVEN COUNTY PROCEEDS BE USED FOR A CONVENTION CENTER AND A TOURIST CENTER, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 23.

By Representative Sutton for the Committee on Judiciary III:

H.B. 938, AN ACT TO PROVIDE THAT ONLY THE STATE MAY BRING CERTAIN CIVIL ACTIONS AGAINST FIREARMS OR AMMUNITION MARKETERS, MANUFACTURERS, DISTRIBUTORS, DEALERS, SELLERS, OR TRADE ASSOCIATIONS, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar and Operations of the House.

H.B. 1026, AN ACT TO INCREASE THE LIABILITY OF PRINCIPALS WHO FAIL TO PAY SALES REPRESENTATIVES COMMISSIONS UPON TERMINATION CONTRACTS WITH SALES REPRESENTATIVES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 1067, AN ACT TO INCREASE THE STATE'S DISCRETION IN CAPITAL SENTENCING, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Tolson for the Committee on Technology:

Committee Substitute for **H.B. 813**, AN ACT TO MAKE CYBERSTALKING A CRIMINAL OFFENSE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 23. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Baddour for the Committee on Judiciary IV:

H.B. 1263, AN ACT TO PROVIDE THAT A PERSON BETWEEN SIXTEEN AND EIGHTEEN YEARS OF AGE WITH A DRIVERS LICENSE ISSUED BY THE FEDERAL GOVERNMENT MAY BE ISSUED THE PROPER DRIVERS PERMIT UNDER THE GRADUATED DRIVERS LICENSE PROGRAM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 23.

By Representative Mosley for the Committee on State Personnel:

H.B. 1104, AN ACT CLARIFYING THE DESIGNATION OF EXEMPT POSITIONS IN STATE GOVERNMENT EMPLOYMENT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 23.

H.B. 1305, AN ACT TO ADJUST THE SALARIES OF WILDLIFE ENFORCEMENT OFFICERS OF THE WILDLIFE RESOURCES COMMISSION TO ELIMINATE SALARY INEQUITY WITH THE OFFICERS OF OTHER LAW ENFORCEMENT AGENCIES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representatives Warner and Yongue, Chairs, for the Committee on Education:

H.B. 1148, A BILL TO BE ENTITLED AN ACT TO POSTPONE THE EFFECTIVE DATE ON THE STATEWIDE STUDENT PROMOTION STANDARDS ADOPTED BY THE STATE BOARD OF EDUCATION, reported without prejudice and with recommendation that the bill be re-referred to Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 820, AN ACT PROVIDING THAT STATE EMPLOYEES AND PUBLIC SCHOOL EMPLOYEES MAY SHARE LEAVE VOLUNTARILY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 23. The original bill is placed on the Unfavorable Calendar.

H.B. 968, AN ACT TO MODIFY THE PROCEDURES CONCERNING FINAL ADMINISTRATIVE DECISIONS IN CONTESTED CASES HEARD BY THE OFFICE OF ADMINISTRATIVE HEARINGS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Allen, Luebke, and Miller:

H.B. 1308, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN GOVERNMENT PURCHASES FROM STATE AND LOCAL SALES TAX, is referred to the Committee on Finance.

By Representatives Hunter, Adams, Blue, Brubaker, Esposito, Fitch Hensley, and Wright:

H.B. 1309, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE CHILDREN IN LOW-WEALTH COUNTIES WITH COMPUTER AND TELECOMMUNICATIONS SKILLS, is referred to the Committee on Appropriations.

By Representatives Cansler and Nye:

H.B. 1310, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE TO PROVIDE TRAINING TO AREA PROGRAM BOARDS, is referred to the Committee on Appropriations.

By Representative Goodwin:

H.B. 1311, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE HAMLET OPERA HOUSE AND THE HAMLET RAILROAD MUSEUM, is referred to the Committee on Appropriations.

By Representatives Mosley, Barefoot, and Melton:

H.B. 1312, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT PEDIATRIC CANCER PROGRAMS, is referred to the Committee on Appropriations.

By Representatives Hunter, Adams, Bonner, Fitch, Michaux, Oldham, and Womble:

H.B. 1313, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR VARIOUS ECONOMIC DEVELOPMENT PROJECTS, is referred to the Committee on Appropriations.

By Representative Crawford:

H.B. 1314, A BILL TO BE ENTITLED AN ACT TO ADJUST THE GAS TAX RATE FORMULA, is referred to the Committee on Finance.

By Representatives McCrary, Baker, Barbee, Barefoot, Berry, Bonner, Brown, Buchanan, Carpenter, Church, Cole, Cox, Culp, Dedmon, Dockham, Esposito, Fitch, Gardner, Goodwin, Hackney, Haire, Hiatt, Hill, Horn, Howard, Hunter, Kiser, McComas, McCombs, McLawhorn, Melton, Mitchell, Oldham, Russell, Setzer, Sexton, Smith, Starnes, Sutton, Teague, Thompson, Tolson, Warren, G. Wilson, Womble, and Yongue:

H.B. 1315, A BILL TO BE ENTITLED AN ACT TO CREATE AN AGRICULTURAL FAIRS ADVISORY COMMITTEE IN THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES AND TO APPROPRIATE FUNDS TO BE USED AS GRANTS TO ELIGIBLE LOCAL AGRICULTURAL FAIRS, is referred to the Committee on Appropriations.

By Representatives Adams, Hunter, Michaux, and Womble:

H.B. 1316, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR VARIOUS NONPROFIT VISUAL AND PERFORMING ARTS ORGANIZATIONS IN THE GUILFORD COUNTY AREA, is referred to the Committee on Appropriations.

By Representative Wright:

H.B. 1317, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF NAVASSA FOR THE PURCHASE OF A NEW FIRE TRUCK, is referred to the Committee on Appropriations.

By Representative Wright:

H.B. 1318, A BILL TO BE ENTITLED AN ACT TO EXEMPT RECOVERIES FOR DAMAGE TO STATE PROPERTY FROM THE PUBLIC SETTLEMENT RESERVE FUND, is referred to the Committee on Appropriations.

By Representative Wright:

H.B. 1319, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE PORTS AUTHORITY TO OBTAIN ANNUAL REFUNDS OF STATE AND LOCAL SALES AND USE TAXES IT PAYS, is referred to the Committee on Finance.

By Representatives Gibson and Goodwin (Primary Sponsors):

H.R. 1320, A HOUSE RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF THE TOWN OF MOUNT GILEAD, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Allred, Cole, Setzer, and Teague:

H.R. 1321, A HOUSE RESOLUTION HONORING THE SESQUICENTENNIAL OF ALAMANCE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 65,** A BILL TO BE ENTITLED AN ACT TO ENHANCE MOTOR VEHICLE OCCUPANT RESTRAINT SAFETY, is read the first time and referred to the Committee on Judiciary I.

Senate Committee Substitute for **H.B. 652,** A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEMBERSHIP OF THE BOARD OF DIRECTORS OF THE ROANOKE ISLAND HISTORICAL

ASSOCIATION, is returned for concurrence in Senate committee substitute and placed on the Calendar of April 23.

Committee Substitute for **S.B. 170**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A LIMIT ON THE TIME A PERSON CAN BE IMPRISONED FOR CIVIL CONTEMPT AND TO RAISE THE STANDARD OF PROOF IN PROCEEDINGS FOR CIVIL CONTEMPT, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 172**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN THE POSSESSION OF BLUE LIGHTS IS ILLEGAL, is read the first time and referred to the Committee on Judiciary III.

Committee Substitute for **S.B. 176**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW RELATING TO THE FORFEITURE OF PROPERTY RIGHTS BY SLAYERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is read the first time and referred to the Committee on Judiciary IV.

Committee Substitute for **S.B. 245**, A BILL TO BE ENTITLED AN ACT TO ENACT REVISED ARTICLE 5 OF THE UNIFORM COMMERCIAL CODE AND CONFORMING AND MISCELLANEOUS AMENDMENTS TO THE UNIFORM COMMERCIAL CODE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is read the first and referred to the Committee on Judiciary IV.

Committee Substitute for **S.B. 246**, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND REVISE THE PROCEDURES GOVERNING APPEALS OR TRANSFERS FROM CLERKS OF SUPERIOR COURT TO THE TRIAL COURTS AND TO MAKE CONFORMING AND CLARIFYING AMENDMENTS TO OTHER RELATED SECTIONS OF THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is read the first time and referred to the Committee on Judiciary IV.

S.B. 313, A BILL TO BE ENTITLED AN ACT TO ALLOW MECKLENBURG COUNTY TO CONTINUE TO LEVY STORMWATER FEES IF REVENUE BONDS HAVE BEEN ISSUED AND ARE OUTSTANDING, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 350**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE WITH RESPECT TO EXECUTION OF DEEDS AND THE DISPOSITION OF REAL PROPERTY BY PRIVATE SALE OR

SUBJECT TO RESTRICTIONS OR BOTH, is read the first time and referred to the Committee on Local Government I.

S.B. 426, A BILL TO BE ENTITLED AN ACT TO LIMIT THE RIGHT OF SHAREHOLDERS OF SECURITIES DESIGNATED AS NATIONAL MARKET SYSTEM SECURITIES TO DISSENT FROM, OR OBTAIN PAYMENT AS A RESULT OF, CERTAIN CORPORATE ACTIONS AND TO MAKE OTHER CLARIFYING CHANGES TO THE LAW GOVERNING DISSENTERS' RIGHTS, is read the first time and referred to the Committee on Judiciary I.

S.B. 483, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GOVERNING THE LIMITATIONS OF SUCCESSORS AND ASSIGNEES OF FOREIGN CORPORATIONS AND FOREIGN NONPROFIT CORPORATIONS TO FILE CAUSES OF ACTION OR PROCEEDINGS, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 601,** A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SECRETARY OF CORRECTION HAS SOLE AUTHORITY TO DESIGNATE THE UNIFORMS WORN BY INMATES CONFINED IN THE DIVISION OF PRISONS, is read the first time and referred to the Committee on Judiciary III.

S.B. 607, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ALCOHOLIC BEVERAGE CONTROL COMMISSION TO ISSUE PERMITS TO SPORTS CLUBS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 654,** A BILL TO BE ENTITLED AN ACT TO RESTORE THE PRE-1995 LAW ON DISPOSAL OF PROPERTY AND LIENS RELATING TO MANUFACTURED HOUSING, is read the first time and referred to the Committee on Judiciary II.

S.B. 675, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO AN ACT WHICH REVIVED THE CHARTER OF THE TOWN OF UNIONVILLE, is read the first time and referred to the Committee on Finance.

S.B. 693, A BILL TO BE ENTITLED AN ACT TO PROVIDE, UPON THE MOTION OF A DEFENDANT MADE AFTER ISSUANCE OF SUMMONS, THAT A PLAINTIFF IS NOT ALWAYS REQUIRED TO POST A PROSECUTION BOND, PROVIDE SECURITY, OR SHOW THE PLAINTIFF IS SUING AS AN INDIGENT BUT TO PROVIDE THAT THE PLAINTIFF MAY BE SO REQUIRED BY THE CLERK OR

JUDGE UPON A SHOWING OF GOOD CAUSE BY THE DEFENDANT, is read the first time and referred to the Committee on Judiciary III.

Committee Substitute for **S.B. 720**, A BILL TO BE ENTITLED AN ACT TO PROVIDE DURHAM COUNTY AND THE CITY OF DURHAM WITH ADDITIONAL OPTIONS FOR SERVICE OF PROCESS IN ZONING CODE CASES, is read the first time and referred to the Committee on Local Government II.

Committee Substitute for **S.B. 742**, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL FOR A SCHOOL TEACHER OR ADMINISTRATOR TO ENGAGE IN SEXUAL ACTS WITH A STUDENT, is read the first time and referred to the Committee on Judiciary III.

Committee Substitute for **S.B. 774**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE APPOINTMENT OF MULTIPLE PROXIES OF MEMBERS OF NONPROFIT CORPORATIONS BY ELECTRONIC OR TELEPHONIC COMMUNICATION, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 775**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE EXPRESSLY THE APPOINTMENT OF MULTIPLE PROXIES BY ELECTRONIC OR TELEPHONIC COMMUNICATION, is read the first time and referred to the Committee on Judiciary I.

ELECTRONIC VOTING TIME CHANGED

Pursuant to Rule 20(c), the Speaker directs the time for voting changed from ten seconds to five seconds.

CALENDAR

Action is taken on the following:

H.R. 325, A HOUSE RESOLUTION HONORING THE EARLY OFFICERS OF THE TOWN OF SHALLOTTE ON THE ONE HUNDREDTH ANNIVERSARY OF THE TOWN.

The resolution is adopted, by electronic vote (113-0), and ordered printed.

Committee Substitute for **H.B. 651**, A BILL TO BE ENTITLED AN ACT TO ALLOW BRUNSWICK COUNTY TO ASSESS A FIRE PROTECTION

FEE, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culpepper, Cunningham, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, and Yongue -109.

Voting in the negative: None.

Excused absences: Representatives Culp, Miller, and Rogers -3.

Committee Substitute for **H.B. 504**, A BILL TO BE ENTITLED AN ACT RELATING TO THE ADOPTION OF PLANNING, ZONING, AND SUBDIVISION ORDINANCES IN CARTERET COUNTY, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culpepper, Cunningham, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 111.

Voting in the negative: None.

Excused absences: Representatives Culp, Miller, and Rogers - 3.

Committee Substitute for **H.B. 837**, A BILL TO BE ENTITLED AN ACT EXTENDING THE TOWN OF CHOCOWINITY'S EXTRATERRITORIAL JURISDICTION, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culpepper, Cunningham, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 111.

Voting in the negative: None.

Excused absences: Representatives Culp, Miller, and Rogers - 3.

Committee Substitute for **H.B. 852**, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF NONCONTIGUOUS AREAS BY THE CITY OF HICKORY AND ANNEXATION OF CERTAIN DESCRIBED PROPERTY BY THE TOWN OF MOCKSVILLE.

Representative Berry offers Amendment No. 1 which is adopted by electronic vote (60-41).

Representative Yongue requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (61-41).

The bill, as amended, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman,

Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culpepper, Cunningham, Davis, Decker, Dedmon, Dockham, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McAllister, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 111.

Voting in the negative: Representatives Earle and McComas - 2.

Excused absences: Representatives Culp, Miller, and Rogers - 3.

Representative Earle requests permission to change her vote from "no" to "aye". This request is granted. The adjusted vote total is (112-1).

Committee Substitute for **H.B. 119**, A BILL TO BE ENTITLED AN ACT TO ALLOW ROBESON COUNTY AND MUNICIPALITIES IN ROBESON COUNTY TO EXERCISE THE POWER OF EMINENT DOMAIN FOR ECONOMIC DEVELOPMENT PURPOSES.

On motion of Representative Culpepper, the bill is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 776, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE CITY OF ROANOKE RAPIDS TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 829, A BILL TO BE ENTITLED AN ACT TO ASSIST THE TRANSYLVANIA SCHOOLS WITH THE EXPEDITING OF PUBLIC SCHOOL FACILITIES, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 840, A BILL TO BE ENTITLED AN ACT TO EXEMPT ONSLOW COUNTY FROM CERTAIN STATUTORY REQUIREMENTS IN THE RENOVATION OF THE ONSLOW SUPERIOR COURTHOUSE, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 828, A BILL TO BE ENTITLED AN ACT TO REQUIRE MCDOWELL COUNTY TO PUBLICIZE THE REVENUE-NEUTRAL TAX RATE IN THE YEARS WHEN THERE IS A GENERAL REVALUATION OF REAL PROPERTY.

Representative Allred offers Amendment No. 1.

Representative Allred withdraws his Amendment.

The bill passes its second reading, by electronic vote (90-17), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute No. 2 for **H.B. 280**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND OTHER CHANGES TO THE MOTOR VEHICLE LAWS.

Representative Clary offers Amendment No. 1 which fails of adoption by electronic vote (40-66).

The bill passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Church, Cole, Cox, Crawford, Creech, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson,

Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 111.

Voting in the negative: Representatives Carpenter, Clary, and Fitch - 3.

Excused absences: Representatives Culp, Gray, Miller, and Rogers - 4.

Representative Nye requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (112-3).

Committee Substitute for **H.B. 755**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN MUNICIPALITIES TO CREATE SERVICE DISTRICTS TO FINANCE LIGHTING AT INTERSTATE HIGHWAY INTERCHANGES, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culpepper, Cunningham, Daughtry, Davis, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miner, Mitchell, Moore, Morgan, Morris, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 107.

Voting in the negative: Representatives Brubaker, Creech, Decker, and Wood - 4.

Excused absences: Representatives Culp, Gray, Miller, and Rogers - 4.

Committee Substitute for **H.B. 746**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NATURAL AND SCENIC RIVERS ACT OF 1971 TO REMOVE THE LIMIT ON THE AMOUNT OF ACREAGE THE STATE MAY ACQUIRE FOR INCLUSION IN THE NEW RIVER SCENIC RIVER AREA OF THE NORTH CAROLINA NATURAL AND SCENIC RIVERS SYSTEM, passes its second reading by the following vote, and having received a three-fifth's majority, remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hill, Holmes, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miner, Mitchell, Moore, Morgan, Morris, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, G. Wilson, Womble, Wood, Wright, and Yongue - 109.

Voting in the negative: Representative Creech.

Excused absences: Representatives Culp, Gray, Miller, and Rogers - 4.

Committee Substitute for **H.B. 277**, A BILL TO BE ENTITLED AN ACT AMENDING THE EMPLOYMENT SECURITY LAWS TO PROVIDE THAT AN INDIVIDUAL MAY NOT BE DISQUALIFIED FOR UNEMPLOYMENT INSURANCE BENEFITS WHEN THE INDIVIDUAL'S INABILITY TO ACCEPT BONA FIDE PERMANENT EMPLOYMENT DURING A PARTICULAR SHIFT WOULD RESULT IN AN UNDUE FAMILY HARDSHIP AND TO PROVIDE THAT AN INDIVIDUAL MAY NOT BE DISQUALIFIED FOR UNEMPLOYMENT INSURANCE BENEFITS WHEN THE INDIVIDUAL'S DISCHARGE IS SOLELY DUE TO AN INABILITY TO ACCEPT WORK DURING A PARTICULAR SHIFT AS THE RESULT OF AN UNDUE FAMILY HARDSHIP, passes its third reading, by electronic vote (107-0), and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Braswell and without objection, Committee Substitute for **H.B. 760**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTIES FOR CERTAIN ARSON OFFENSES, is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

CALENDAR (continued)

H.B. 967, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING TESTING REQUIREMENTS FOR CHARTER SCHOOLS, passes its second reading, by electronic vote (106-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 972, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST AND EXPENSES OF TRANSPORTING A RESPONDENT IN AN INVOLUNTARY COMMITMENT PROCEEDING MAY BE RECOVERED FROM THE RESPONDENT'S COUNTY OF RESIDENCE.

Representative Crawford offers Amendment No. 1 which is adopted by electronic vote (109-0).

Representative Bowie states that her voting equipment malfunctioned and she requests to be recorded as voting "aye". The adjusted vote total is (110-0).

The bill, as amended, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading, by electronic vote (110-0), and is ordered engrossed and sent to the Senate.

Committee Substitute for **H.B. 980**, A BILL TO BE ENTITLED AN ACT TO ALLOW JUDICIAL DISCRETION IN DETERMINING THE AMOUNT OF SUBROGATION OF EMPLOYERS' LIENS IN ACTIONS AGAINST THIRD PARTIES UNDER THE WORKERS' COMPENSATION ACT, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 1100**, A BILL TO BE ENTITLED AN ACT TO AMEND THE PROVISIONS FOR THE RESIGNATION, REMOVAL, AND RENUNCIATION OF TRUSTEES AND FOR THE APPOINTMENT OF SUCCESSOR TRUSTEES.

REPRESENTATIVE HACKNEY, SPEAKER PRO TEMPORE, PRESIDING.

The bill passes its second reading, by electronic vote (105-1), and there being no objection is read a third time.

Representative Ramsey requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (106-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1216, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE JUVENILE JUSTICE REFORM ACT OF 1998, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Baddour and without objection, Committee Substitute for **H.B. 979**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE RIGHTS OF A DECEDENT'S SPOUSE, is withdrawn from the Calendar and placed on the Calendar of April 23.

CALENDAR (continued)

Committee Substitute No. 2 for **H.B. 222**, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LITTERING LAW BY INCREASING THE MINIMUM AND MAXIMUM FINES AND BY REQUIRING COMMUNITY SERVICE IN THOSE INSTANCES WHERE IT IS CURRENTLY PERMISSIVE, passes its second reading by electronic vote (102-7).

Representative Braswell objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 1072**, A BILL TO BE ENTITLED AN ACT TO MAKE THE FOLLOWING TECHNICAL CORRECTIONS IN THE ELECTION LAWS: TO CLARIFY THE ROLE OF THE STATE BOARD OF ELECTIONS IN THE PROCESS OF ORDERING NEW ELECTIONS; TO CLARIFY THE APPEAL PROCESS IN CONTESTED ELECTIONS; TO REENACT AND RECODIFY PROVISIONS OF THE PRE-1995 VOTER REGISTRATION LAWS THAT WERE INADVERTENTLY DROPPED IN THE ENACTMENT OF ARTICLE 7A IN CHAPTER 163; TO CLARIFY THE STATUTES CONCERNING

CANDIDATE VACANCIES IN THE NONPARTISAN ELECTION OF JUDGES; TO CONFORM THE PETITION STATUTES TO COURT RULINGS AND MAKE OTHER TECHNICAL CHANGES; AND TO CORRECT MISCELLANEOUS MIS-CITATIONS AND ERRORS IN THE ELECTION STATUTES, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair, pursuant to Rule 36(b)(2), **H.J.R. 150**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF L.W. LOCKE, FORMER MEMBER OF THE GENERAL ASSEMBLY, is withdrawn from the Calendar of April 26 and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR (continued)

H.B. 722, A BILL TO BE ENTITLED AN ACT TO ALLOW MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM TO PURCHASE CERTAIN PART-TIME SERVICE RENDERED WHILE FULL-TIME STUDENTS, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 918, A BILL TO BE ENTITLED AN ACT TO INCREASE THE DEATH BENEFIT FOR LAW ENFORCEMENT OFFICERS, FIREMEN, RESCUE SQUAD WORKERS, AND SENIOR CIVIL AIR PATROL MEMBERS KILLED IN THE LINE OF DUTY.

On motion of Representative McLawhorn, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

Committee Substitute for **H.B. 939**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT THAT MAY BE IN CONTROVERSY IN SMALL CLAIMS COURT.

Representative Nesbitt offers Amendment No. 1.

On motion of Representative Goodwin and without objection, the bill with pending amendment is temporarily displaced.

Committee Substitute for **H.B. 905**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ADDITIONAL DENTAL BENEFITS BE PROVIDED UNDER THE HEALTH INSURANCE PROGRAM FOR CHILDREN.

On motion of Representative Culpepper, the bill is withdrawn from the Calendar and re-referred to the Committee on Appropriations.

H.B. 96, A BILL TO BE ENTITLED AN ACT TO RESTORE AND APPLY RETROACTIVELY THE EXEMPTION FROM LICENSURE FOR CERTAIN ADULT CARE HOMES MAINTAINED OR OPERATED BY A UNIT OF GOVERNMENT, passes its second reading, by electronic vote (104-0), and there being no objection is read a third time.

Representatives Redwine, Goodwin, Michaux, and Boyd-McIntyre state that their voting equipment malfunctioned and they request to be recorded as voting "aye". These requests are granted. The adjusted vote total is (108-0).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 957, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN ELECTRONIC OR FACSIMILE SIGNATURE OF A PHYSICIAN PROVIDING MEDICAL CERTIFICATION OF DEATH IS ACCEPTABLE IF APPROVED BY THE STATE REGISTRAR OF VITAL STATISTICS.

On motion of Representative Edwards, Committee Amendment No. 1 is adopted.

The bill, as amended, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate.

H.B. 958, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT CONFIDENTIAL INFORMATION OBTAINED BY HEALTH MAINTENANCE ORGANIZATIONS OR PROVIDER SPONSORED ORGANIZATIONS MAY BE DISCLOSED PURSUANT TO COURT ORDER FOR CERTAIN PURPOSES, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

House Committee Substitute for **S.B. 273**, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL FACILITIES AND PROVIDERS THAT DETECT, DIAGNOSE, OR TREAT CANCER PATIENTS TO REPORT CANCER CASES TO THE CANCER CONTROL REGISTRY, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

Representatives Cunningham and Eddins request and are granted permission to be recorded as voting "aye". The adjusted vote total is (111-0).

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **H.B. 525**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT TELEPHONE SOLICITORS MAKING TELEPHONE SOLICITATIONS TO RESIDENTIAL TELEPHONE SUBSCRIBERS FROM BLOCKING A SUBSCRIBER'S USE OF A CALLER IDENTIFICATION SERVICE, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

Representatives Wright, Baddour, Rayfield, and Grady request and are granted permission to be recorded as voting "aye". The adjusted vote total is (110-0).

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 885**, A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS BY REQUIRING CONTRACTS FOR THE RENTAL OF SELF-SERVICE STORAGE TO CLEARLY STATE CERTAIN TERMS REGARDING THE IMPOSITION OF LATE FEES.

Representative Gillespie requests that he be excused from voting on this bill, because he owns a mini warehouse building and views this as a conflict of interest, under Rule 24.1A and this request is granted. Representative Gibson requests and is granted permission to be excused from voting on this bill under Rule 24.1A.

The bill passes its second reading by electronic vote (93-15).

Representative Cunningham requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (94-15).

Representative Ellis objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 939**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE AMOUNT THAT MAY BE IN CONTROVERSY IN SMALL CLAIMS COURT, which was temporarily displaced with Amendment No. 1 pending, is before the Body.

Representative Nesbitt withdraws his amendment.

The bill passes its second reading, by electronic vote (112-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 1008**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REGULATION OF CERTAIN EXCAVATION AND GRADING ACTIVITIES UNDER THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 INSTEAD OF THE MINING ACT OF 1971.

Representative Setzer requests that he be excused from voting on this bill, because of a conflict of interest, under Rule 24.1A and this request is granted.

The bill passes its second reading by electronic vote (104-5).

Representative Walend requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (105-5).

Representative Redwine objects to the third reading. The bill remains on the Calendar.

H.B. 1218, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL CHANGES TO VARIOUS ENVIRONMENTAL LAWS, passes its second reading, by electronic vote (100-3), and there being no objection is read a third time.

Representative Horn states that his voting equipment malfunctioned and he requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (101-3).

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1054, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL ACTIVITY BUSES TO STOP AT ALL RAILROAD CROSSINGS.

Representative Mosley offers Amendment No. 1 which is adopted.

Representative Warner moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Education.

Representative Warner withdraws his motion.

On motion of Representative Mosley, the bill, as amended, is withdrawn from the Calendar, ordered engrossed, and re-referred to the Committee on Highway Safety.

Committee Substitute for **H.B. 1030**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE LIGHTING REQUIREMENTS FOR LIGHT TRAILERS AND EXEMPT CERTAIN ADDITIONAL FARM TRAILERS FROM THE REGISTRATION REQUIREMENTS, passes its second reading, by electronic vote (110-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 1043**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE BROWN-BAGGING PERMITS.

On motion of Representative Hensley, the bill is withdrawn from the Calendar and placed on the Calendar of April 27 as a Special Order of Business.

Committee Substitute for **H.B. 884**, A BILL TO BE ENTITLED AN ACT TO HONOR THE MEMORY OF MATTHEW SHEPARD BY EXPANDING THE SCOPE OF THE HATE CRIME LAWS AND INCREASING THE CRIMINAL PENALTY FOR COMMITTING A HATE CRIME.

The bill fails to pass its second reading by electronic vote (48-58).

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Warwick and Gibson, Chairs, for the Committee on Environment and Natural Resources:

H.B. 1039, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP A STRATEGY AND A PLAN FOR BEACH MANAGEMENT AND RESTORATION AND TO IDENTIFY FINANCING ALTERNATIVES

FOR THIS PURPOSE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Nesbitt, Vice Chair, for the Committee on Judiciary I:

H.B. 1135, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNOR'S DWI TASK FORCE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 1169, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AMENDMENTS TO THE GUBERNATORIAL SUCCESSION ACT SO IT IS CLEAR THAT THE PRESIDENT PRO TEMPORE OF THE SENATE CAN BECOME ACTING GOVERNOR IN THE ABSENCE OR DISABILITY OF THE GOVERNOR AND LIEUTENANT GOVERNOR, AND TO ALTERNATE BY YEAR BETWEEN THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND PRESIDENT PRO TEMPORE OF THE SENATE THE NEXT RANK BELOW THE LIEUTENANT GOVERNOR THE RIGHT TO BECOME ACTING GOVERNOR, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Thomas, Vice Chair, for the Committee on Judiciary IV:

H.B. 14, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CHANGES TO REGULATIONS REGARDING CEMETERIES TO PROVIDE FOR CONSUMER PROTECTION, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S STUDY COMMITTEE ON CEMETERY ISSUES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 302, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO CHILD SUPPORT

ENFORCEMENT, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton for the Committee on Judiciary III:

H.B. 143, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FINE FOR UNLAWFUL PARKING IN HANDICAPPED PARKING SPACES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 23. The original bill is placed on the Unfavorable Calendar.

On motion of Representative Culpepper, seconded by Representative Miller, the House adjourns at 5:57 p.m. to reconvene April 23 at 2:00 p.m.

FIFTY-FIRST DAY

HOUSE OF REPRESENTATIVES

Friday, April 23, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"O Lord, our God, You created us from the dust of the earth, breathed into us the breath of life, and created us in Your image. Through Your creative activity, renew the purity of our hearts. Inspire us through Your Spirit's breath to the highest ethics and most noble virtues. Reveal Yourself in all Your splendor, love and mercy so that we might more fully know the pattern out of which we have been created. And help us to know ourselves through our relationship with You. For if we do not know You and if we do not know ourselves, we will fall prey to those who seek to define us in their political, ideological, or social image. Keep our vision clear, our imagination pure, and our identity integrated with you. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 22 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (104-0).

Leaves of absence are granted Representatives Culp, Goodwin, Gray, Gulley, and Nesbitt for today. Representatives Esposito, Luebke, and Miller are excused for a portion of the session.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 216, AN ACT TO IMPLEMENT A RECOMMENDATION OF THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO DIRECT THE STATE BOARD OF EDUCATION TO EXTEND ITS REVIEW AND EVALUATION OF CHARTER SCHOOLS. (S.L. 1999-27)

H.B. 56, AN ACT TO ELIMINATE THE USE OF STAMPS TO INDICATE WHETHER THE EXCISE TAX ON CONVEYANCES HAS BEEN PAID AND TO MAKE THE PENALTIES THAT APPLY TO THIS TAX THE SAME AS FOR OTHER TAXES. (S.L. 1999-28)

S.B. 27, AN ACT TO REPEAL THE PROHIBITION AGAINST THE DEPARTMENT OF TRANSPORTATION USING BERMUDA GRASS ALONG CERTAIN ROADS. (S.L. 1999-29)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Braswell for the Committee on Judiciary II:

H.B. 644, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PUBLIC CONDEMNOR USING "QUICK TAKE" IN AN EMINENT DOMAIN ACTION SHALL INCLUDE A NOTICE OF APPEAL RIGHTS IN THE COMPLAINTS COMMENCING THE ACTION, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 26. The original bill is placed on the Unfavorable Calendar.

H.B. 815, A BILL TO BE ENTITLED AN ACT TO ALLOW LEFT TURNS ON RED IN CERTAIN SITUATIONS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 975, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT SERVICES PROVIDED THROUGH THE STATEWIDE AUTOMATED VICTIM ASSISTANCE AND NOTIFICATION SYSTEM ARE SUBJECT TO THE EXEMPTIONS FROM DAMAGE CLAIMS AND OTHER GROUNDS FOR RELIEF PROVIDED FOR BY THE VICTIMS' RIGHTS ACT, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 1021, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM COMMERCIAL CODE WITH REGARD TO THE PROCEDURE FOR FILING OF FINANCING STATEMENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 26.

H.B. 1088, A BILL TO BE ENTITLED AN ACT TO IMPROVE AND MODERNIZE THE TORRENS LAND TITLE REGISTRATION PROCEDURES OF THE STATE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 27.

H.B. 1096, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE QUALITY OF DOCUMENTS RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

H.B. 1202, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A CHILD IS DEEMED UNINSURED FOR PURPOSES OF HEALTH INSURANCE UNDER HEALTH CHOICE IF THE CHILD'S

PARENT FAILS TO COMPLY WITH COURT-ORDERED HEALTH INSURANCE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 27.

By Representative Blue for the Committee on Small Business:

H.B. 1277, A BILL TO BE ENTITLED AN ACT TO PROMOTE COMPETITION, CHOICE, AND AVAILABILITY IN THE PURCHASE OF PRESCRIPTION DRUGS AND PHARMACY SERVICES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Insko for the Permanent Subcommittee on Universities of the Standing Committee on Education, with approval of standing committee co-chairs for report to be made directly to the floor of the House:

H.B. 72, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MEMBER OF THE MILITARY WHO ATTENDS A CONSTITUENT INSTITUTION OR A COMMUNITY COLLEGE SHALL ONLY BE CHARGED THE IN-STATE TUITION RATE, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Gulley for the Committee on Wildlife Resources:

H.B. 1209, A BILL TO BE ENTITLED AN ACT TO IMPROVE BOATING SAFETY BY AMENDING THE STATE LAW REGULATING PERSONAL WATERCRAFT OPERATION TO CONFORM WITH THE RECOMMENDATIONS OF THE NATIONAL ASSOCIATION OF STATE BOATING LAW ADMINISTRATORS AND TO OTHERWISE IMPROVE PERSONAL WATERCRAFT SAFETY, with a favorable report and recommendation that the bill be re-referred to the Committee on Ways and Means.

The bill is re-referred to the Committee on Ways and Means.

By Representative Hackney for the Committee on Judiciary I:

H.B. 956, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO PROVISIONALLY RESTORE THE DRIVERS LICENSE OF A PERSON CONVICTED OF HABITUAL IMPAIRED DRIVING AFTER FIVE YEARS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 27.

H.B. 316, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE PRESCRIBED BURNING FOR FORESTRY AND WILDLIFE PURPOSES UNDER CERTAIN CONDITIONS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 1022, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE UNLAWFUL USE OF A DRIVERS LICENSE, A LEARNER'S PERMIT, OR A SPECIAL IDENTIFICATION CARD ISSUED BY THE DIVISION OF MOTOR VEHICLES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 1133, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INSURER PROVIDING A HEALTH BENEFIT PLAN IS LIABLE FOR DAMAGES FOR HARM TO ITS INSURED OR ENROLLEES CAUSED BY THE INSURER'S FAILURE TO EXERCISE ORDINARY CARE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

By Representative Baddour for the Committee on Judiciary IV:

H.B. 162, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND CONFORMING CHANGES TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 26. The original bill is placed on the Unfavorable Calendar.

H.B. 786, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ENHANCED PUNISHMENTS FOR FELONY DEATH BY VEHICLE WHILE OPERATING A COMMERCIAL VEHICLE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton for the Committee on Judiciary III:

H.B. 1065, A BILL TO BE ENTITLED AN ACT TO PROVIDE RECIPROCAL CONCEALED HANDGUN RIGHTS TO CONCEALED HANDGUN PERMIT HOLDERS OF OTHER STATES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 1192, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TRACING OF FIREARMS USED IN THE COMMISSION OF A CRIME, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 26. The original bill is placed on the Unfavorable Calendar.

By Representatives Yongue and Warner, Chairs, for the Committee on Education:

H.B. 963, A BILL TO BE ENTITLED AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO DEVELOP AND IMPLEMENT A HIGH SCHOOL EXIT EXAMINATION THAT REFLECTS A TWELFTH GRADE PROFICIENCY LEVEL AND TO DEVELOP A PLAN TO PROVIDE INTENSIVE CLASSROOM INSTRUCTION TO STUDENTS WHO ARE AT RISK OF NOT PASSING THE TWELFTH GRADE EXAM, with an unfavorable report.

The bill is placed on the Unfavorable Calendar.

H.B. 1107, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PARENTAL CONSENT FOR CERTAIN STUDENTS WHO COMPLETE CREDIT CARD APPLICATIONS AND TO PROHIBIT DEBT COLLECTION PRACTICES AGAINST CERTAIN PARENTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary I.

The bill is re-referred to the Committee on Judiciary I.

H.B. 1150, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ELECTION OF MEMBERS OF SCHOOL IMPROVEMENT TEAMS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 26.

H.B. 1187, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM TO PUT COMMUNICATION DEVICES ON SCHOOL BUSES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 26.

By Representative Hurley for the Committee on Insurance:

H.B. 714, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DIRECT PAYMENT OF CERTIFIED SUBSTANCE ABUSE PROFESSIONALS UNDER HEALTH INSURANCE POLICIES AND PLANS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 715, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT UTILIZATION REVIEW CRITERIA BE CRITERIA ADOPTED BY THE AMERICAN SOCIETY OF ADDICTION MEDICINE (ASAM), with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 1025, A BILL TO BE ENTITLED AN ACT TO ALLOW SMALL EMPLOYERS TO CHARGE THE SAME ADMINISTRATIVE FEE UNDER THE STATE GROUP HEALTH CONTINUATION LAW

AS LARGER EMPLOYERS CHARGE UNDER THE FEDERAL COBRA GROUP HEALTH CONTINUATION LAW, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 26.

H.B. 1186, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GOVERNING THE UNEARNED PREMIUM RESERVE OF DOMESTIC TITLE COMPANIES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.R. 1321, A HOUSE RESOLUTION HONORING THE SESQUICENTENNIAL OF ALAMANCE COUNTY, with recommendation that it be adopted.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

By Representative Nesbitt for the Committee on Ways and Means:

Committee Substitute for **H.B. 438**, A BILL TO BE ENTITLED AN ACT EXEMPTING HOUSING AUTHORITIES FROM REAL ESTATE LICENSURE REQUIREMENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 26.

H.B. 89, A BILL TO BE ENTITLED AN ACT AMENDING CERTAIN REQUIREMENTS FOR LICENSURE OF REAL ESTATE BROKERS AND SALESMEN, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 27.

H.B. 951, A BILL TO BE ENTITLED AN ACT REQUIRING THAT AT LEAST ONE PERSON WHO IS DIRECTLY ASSISTED BY A PUBLIC HOUSING AUTHORITY BE APPOINTED TO EACH HOUSING AUTHORITY COMMISSION AND REGIONAL HOUSING AUTHORITY COMMISSION IN THE STATE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 27.

H.B. 1076, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT FIRE SERVICE MAINS COMPLY WITH THE NORTH CAROLINA STATE BUILDING CODE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 26.

By Representative Jarrell for the Committee on Local Government II:

H.B. 855, A BILL TO BE ENTITLED AN ACT ALLOWING THE TOWN OF KINGS MOUNTAIN WITH THE APPROVAL OF THE CLEVELAND AND GASTON COUNTY BOARDS OF COMMISSIONERS TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM THE TOWN'S CORPORATE LIMITS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 26.

H.B. 870, A BILL TO BE ENTITLED AN ACT TO ALLOW MAGISTRATES TO ACCEPT WAIVERS AND ENTER JUDGMENT IN CERTAIN CASES INVOLVING REGULATION OF THE USE OF MOTOR VEHICLES ON BEACHES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 27.

H.B. 900, A BILL TO BE ENTITLED AN ACT ALLOWING GATES COUNTY TO IMPOSE FEES FOR FIRE PROTECTION SERVICES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Michaux for the Committee on Pensions and Retirement:

H.B. 717, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar. The committee substitute changes the bill from local to public.

By Representatives Edwards and Mosley, Chairs, for the Select Committee on Health Care Delivery:

H.B. 944, A BILL TO BE ENTITLED AN ACT TO EXTEND THE MORATORIUM ON APPROVAL OF ADDITIONAL ADULT CARE HOME BEDS TO SEPTEMBER 30, 2000, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 26.

H.B. 977, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ADULT CARE HOMES, NURSING HOMES, AND ADULT DAY CARE PROGRAMS PROVIDING SPECIAL CARE FOR PERSONS WITH ALZHEIMER'S DISEASE OR OTHER DEMENTIAS DISCLOSE CERTAIN INFORMATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 26.

By Representatives Alexander and Bonner, Chairs, for the Committee on Election Law and Campaign Finance Reform:

Committee Substitute for **H.B. 1074**, A BILL TO BE ENTITLED AN ACT TO EXEMPT THE STATE BOARD OF ELECTIONS AND ITS EXECUTIVE SECRETARY-DIRECTOR FROM THE ADMINISTRATIVE PROCEDURE ACT; TO REQUIRE THAT A SIGNED VOTER REGISTRATION FORM BE DELIVERED TO THE BOARD OF ELECTIONS BY ANYONE DELEGATED THAT RESPONSIBILITY; TO ESTABLISH THE CLASS 2 MISDEMEANOR OF AN ELECTION OFFICIAL OR EMPLOYEE ALTERING VOTER REGISTRATION RECORDS WITHOUT WRITTEN AUTHORIZATION; AND TO ALLOW COUNTIES TO USE A VOTING PLACE OUTSIDE THE PRECINCT, WITH APPROVAL BY THE STATE BOARD OF ELECTIONS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 27. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Cole, Allen, Allred, and Miller:

H.B. 1322, A BILL TO BE ENTITLED AN ACT TO PROVIDE SALES TAX REDUCTIONS FOR CERTAIN CLINICAL LABORATORY TESTING COMPANIES, is referred to the Committee on Finance.

By Representative Nye:

H.B. 1323, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE INSTITUTE OF MEDICINE AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL, is referred to the Committee on Appropriations.

By Representative Nye:

H.B. 1324, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF EAST ARCADIA IN BLADEN COUNTY FOR HISTORIC PRESERVATION PROJECTS AND THE CHILDREN AT-RISK PROGRAM, is referred to the Committee on Appropriations.

By Representatives Davis, Adams, Allred, Arnold, Berry, Blue, Bowie, Brown, Brubaker, Buchanan, Capps, Clary, Crawford, Culp, Cunningham, Daughtry, Decker, Dockham, Eddins, Edwards, Ellis, Esposito, Gillespie, Gulley, Hensley, Holmes, Howard, Hunter, Hurley, Justus, Kinney, Kiser, McComas, McMahan, Mitchell, Moore, Morris, Oldham, Pope, Preston, Rayfield, Redwine, Russell, Sexton, Starnes, Tallent, Teague, Wainwright, Walend, Warwick, and G. Wilson:

H.B. 1325, A BILL TO BE ENTITLED AN ACT TO PROVIDE EQUAL INCOME TAX TREATMENT OF GOVERNMENT RETIREES' PENSIONS AND TO EXEMPT MORE PRIVATE PENSIONS FROM INCOME TAX, is referred to the Committee on Finance.

By Representatives Gibson and Justus:

H.B. 1326, A BILL TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT OWNERS AND OPERATORS OF DRY-CLEANING FACILITIES ESTABLISH AND MAINTAIN FINANCIAL RESPONSIBILITY FOR LEGAL LIABILITY FOR CONTAMINATION, TO PHASE IN A PRIVILEGE TAX ON DRY-CLEANING AND LAUNDRY BUSINESSES BASED ON GROSS RECEIPTS, TO PHASE OUT STATE AND LOCAL SALES TAXES ON DRY-CLEANING SERVICES, AND TO MAKE OTHER AMENDMENTS TO THE DRY-CLEANING SOLVENT CLEANUP ACT OF 1997, is referred to the Committee on Finance.

By Representative Bonner:

H.B. 1327, A BILL TO BE ENTITLED AN ACT TO EXPAND THE DEFINITION OF A STATE DEVELOPMENT ZONE, is referred to the Committee on Finance.

By Representatives Church, Alexander, and Buchanan:

H.B. 1328, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR EQUIPMENT AND TO RESURFACE THE STREETS AND PARKING AREAS AT BROUGHTON HOSPITAL, is referred to the Committee on Appropriations.

By Representatives Nye, Justus, and Warwick:

H.B. 1329, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE INDEPENDENT LIVING REHABILITATION PROGRAM IN THE DIVISION OF VOCATIONAL REHABILITATION, is referred to the Committee on Appropriations.

By Representatives Cansler, Davis, and Justus:

H.B. 1330, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM HIGHWAY USE TAX TRANSFERS TO CERTAIN REVOCABLE TRUSTS AND TO REDUCE THE HIGHWAY USE TAX ON TRANSFERS BETWEEN A BUSINESS AND ITS OWNER, is referred to the Committee on Finance.

By Representative Wright:

H.B. 1331, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE HEALTHY START FOUNDATION, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 56,** A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET REGARDING THE AUTHORITY OF LOCAL GOVERNMENTAL UNITS TO ENTER INTO GUARANTEED ENERGY SAVINGS CONTRACTS FOR LOCAL PUBLIC FACILITIES AND TO EXTEND THE CURRENT MAXIMUM DURATION OF THESE CONTRACTS, is read the first time and referred to the Committee on Ways and Means.

S.B. 109, A BILL TO BE ENTITLED AN ACT TO REQUIRE MORE SPECIFIC DISCLOSURE OF LOBBYING, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 241,** A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES REGARDING CHILD CARE, TO REPEAL SECTION 4(B) OF S.L. 1997-506, AND TO MAKE CHANGES REGARDING THE TRAINING MATERIALS THAT MAY BE USED BY CHILD CARE FACILITIES, is read the first time and referred to the Committee on Children, Youth and Families.

Committee Substitute for **S.B. 348,** A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE MISUSE OF LASER DEVICES, is read the first time and referred to the Committee on Judiciary III.

S.B. 365, A BILL TO BE ENTITLED AN ACT TO REPEAL CERTAIN OBSOLETE AGRICULTURAL STATUTES, is read the first time and referred to the Committee on Agriculture.

Committee Substitute for **S.B. 484,** A BILL TO BE ENTITLED AN ACT CHANGING THE METHOD OF CALCULATING THE RATIO OF PROPERTY TAX COLLECTIONS TO THE TOTAL LEVY FOR LOCAL GOVERNMENT BUDGETING PURPOSES RELATING TO THE REGISTERED MOTOR VEHICLE TAX, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 526,** A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE MODIFICATION AND TERMINATION OF IRREVOCABLE TRUSTS, is read the first time and referred to the Committee on Judiciary IV.

S.B. 568, A BILL TO BE ENTITLED AN ACT TO REMOVE THE EXCUSE REQUIREMENT FROM ONE-STOP ABSENTEE VOTING AND TO PERMIT COUNTY BOARDS OF ELECTIONS TO DESIGNATE ADDITIONAL SITES FOR ONE-STOP ABSENTEE VOTING, is read the first time and referred to the Committee on Election Law and Campaign Finance Reform.

Committee Substitute for **S.B. 660,** A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING LIMITED LIABILITY COMPANIES TO CLARIFY CERTAIN DEFINITIONS OF TERMS, TO PROVIDE MORE FLEXIBILITY WITH REGARD TO ORGANIZERS, TO CLARIFY THAT THE FILING OF THE ARTICLES OF

ORGANIZATION IS CONCLUSIVE EVIDENCE OF THE FORMATION OF A COMPANY, TO REVISE THE CIRCUMSTANCES AND RESTRICTIONS REGARDING FORMATION OF A COMPANY, TO PROVIDE FOR THE INDEXING OF REAL ESTATE RECORDS TO REFLECT MERGERS AND CONVERSIONS OF BUSINESS ENTITIES, TO ALLOW ALTERNATIVE MANAGEMENT STRUCTURES, TO PROVIDE FOR WITHDRAWAL FROM A COMPANY ONLY AS PERMITTED BY THE ARTICLES OF ORGANIZATION OR WRITTEN OPERATING AGREEMENT, TO REVISE THE PERMITTED GROUNDS FOR DISSOLUTION, AND TO CLARIFY THAT A COMPANY MAY ENGAGE IN A BUSINESS UNDER AN ASSUMED NAME, is read the first time and referred to the Committee on Small Business.

Committee Substitute for **S.B. 767**, A BILL TO BE ENTITLED AN ACT TO PROVIDE A ONE-YEAR WAITING PERIOD BEFORE FORMER LEGISLATORS MAY BECOME LOBBYISTS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 777**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REGULATION OF CERTAIN EXCAVATION AND GRADING ACTIVITIES UNDER THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 INSTEAD OF THE MINING ACT OF 1971, is read the first time and referred to the Committee on Environment and Natural Resources.

S.B. 790, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHICH LENDERS MAY CHARGE CERTAIN FEES UNDER THE GENERAL CONTRACT LOAN PROVISION OF CHAPTER 24 OF THE GENERAL STATUTES, is read the first time and referred to the Committee on Financial Institutions.

S.B. 796, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE STATE LICENSING BOARD FOR GENERAL CONTRACTORS TO OWN REAL PROPERTY AND TO PURCHASE EQUIPMENT AND LIABILITY INSURANCE, is read the first time and referred to the Committee on Ways and Means.

S.B. 871, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE OBLIGATION OF DECEDENTS' ESTATES FOR FUNERAL EXPENSES AND RELATED EXPENSES, is read the first time and referred to the Committee on Judiciary IV.

S.B. 921, A BILL TO BE ENTITLED AN ACT TO ALLOW JUDGMENT BY DEFAULT TO BE ENTERED BY THE JUDGE WITHOUT A HEARING SUBJECT TO CERTAIN CONDITIONS, is read the first time and referred to the Committee on Judiciary II.

S.B. 939, A BILL TO BE ENTITLED AN ACT TO REVISE THE REQUIREMENTS OF BANK DIRECTORS, TO CONFORM CERTAIN NORTH CAROLINA BANKING LAWS TO FEDERAL BANKING REGULATIONS, AND TO REMOVE THE SUNSET PROVISION WITH REGARD TO DE NOVO INTERSTATE BRANCH BANKING, is read the first time and referred to the Committee on Financial Institutions.

S.B. 1018, A BILL TO BE ENTITLED AN ACT CONCERNING MARRIAGE LAWS, is read the first time and referred to the Committee on Judiciary II.

S.B. 1019, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF LAND SURVEYORS TO ENTER ON LAND, is read the first time and referred to the Committee on Judiciary III.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 652**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE MEMBERSHIP OF THE BOARD OF DIRECTORS OF THE ROANOKE ISLAND HISTORICAL ASSOCIATION.

On motion of Representative Culpepper, the House concurs in the Senate committee substitute bill, by electronic vote (107-0), and the bill is ordered enrolled and presented to the Governor.

Representative Luebke states that his voting equipment malfunctioned and he requests to be recorded as voting "aye". The adjusted vote total is (108-0).

ELECTRONIC VOTING TIME CHANGED

Pursuant to Rule 20(c), the Speaker directs the time of voting changed from 5 seconds to 10 seconds.

BILL PLACED ON CALENDAR

On motion of Representative Culpepper, pursuant to Rule 36(b), **H.R. 1321**, A HOUSE RESOLUTION HONORING THE SESQUICENTENNIAL OF ALAMANCE COUNTY, is placed on today's Calendar for immediate consideration.

Representative Allred offers Amendment No. 1 which is adopted by electronic vote (107-0).

The resolution, as amended, is adopted by electronic vote (108-0), and ordered engrossed and printed.

CALENDAR (continued)

Committee Substitute for **H.B. 504**, A BILL TO BE ENTITLED AN ACT RELATING TO THE ADOPTION OF PLANNING, ZONING, AND SUBDIVISION ORDINANCES IN CARTERET COUNTY, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Grady, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 111.

Voting in the negative: None.

Excused absences: Representatives Culp, Goodwin, Gray, Guley, Miller, Nesbitt, and Thompson - 6.

Committee Substitute for **H.B. 852**, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF NONCONTIGUOUS AREAS BY THE CITY OF HICKORY AND ANNEXATION OF CERTAIN DESCRIBED PROPERTY BY THE TOWN OF MOCKSVILLE.

The bill, as amended, passes its third reading by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culpepper, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Grady, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 110.

Voting in the negative: None.

Excused absences: Representatives Culp, Goodwin, Gray, Gulley, Miller, Nesbitt, and Thompson - 6.

Committee Substitute for **H.B. 837**, A BILL TO BE ENTITLED AN ACT EXTENDING THE TOWN OF CHOCOWINITY'S EXTRATERRITORIAL JURISDICTION, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culpepper, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Grady, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 110.

Voting in the negative: Representative Creech.

Excused absences: Representatives Culp, Goodwin, Gray, Gulley, Miller, Nesbitt, and Thompson - 6.

H.B. 765, A BILL TO BE ENTITLED AN ACT AMENDING THE BOUNDARIES OF THE VILLAGE OF WESLEY CHAPEL, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culpepper, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Grady, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 110.

Voting in the negative: None.

Excused absences: Representatives Culp, Goodwin, Gray, Gulley, Miller, Nesbitt, and Thompson - 6.

Committee Substitute for **H.B. 812**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON A REQUIREMENT THAT PART OF CERTAIN CRAVEN COUNTY PROCEEDS BE USED FOR A CONVENTION CENTER AND A TOURIST CENTER, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culpepper, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Grady, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs,

McCrary, McLawhorn, McMahan, Melton, Michaux, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 110.

Voting in the negative: Representative Capps.

Excused absences: Representatives Culp, Goodwin, Gray, Gulley, Miller, Nesbitt, and Thompson - 6.

H.B. 251, A BILL TO BE ENTITLED AN ACT TO REQUIRE PAYMENT OF DELINQUENT TAXES FOR THE TOWN OF BAKERSVILLE BEFORE RECORDING DEEDS CONVEYING PROPERTY SUBJECT TO THE DELINQUENT TAXES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 650**, A BILL TO BE ENTITLED AN ACT TO ALLOW BRUNSWICK COUNTY TO REGULATE THE OPERATION OF PERSONAL WATERCRAFT, passes its second reading.

Representative Ellis objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 844**, A BILL TO BE ENTITLED AN ACT RELATING TO CLASSIFICATIONS UNDER THE ORANGE COUNTY CIVIL RIGHTS ORDINANCE.

A division having been called, the bill fails its second reading by electronic vote (36-67).

Representative Allred requests and is granted permission to be recorded as voting "no". The adjusted vote total is (35-68).

Committee Substitute No. 2 for **H.B. 280**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL, CLARIFYING, AND OTHER CHANGES TO THE MOTOR VEHICLE LAWS.

Representative Sexton offers Amendment No. 2 which is adopted by electronic vote (98-7).

Representative Luebke offers Amendment No. 3 which is adopted by electronic vote (105-0).

The bill, as amended, passes its third reading by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brubaker, Buchanan, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culpepper, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Grady, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, and Yongue - 106.

Voting in the negative: None.

Excused absences: Representatives Cansler, Culp, Goodwin, Gray, Gulley, Nesbitt, and Thompson - 6.

Committee Substitute for **H.B. 755**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CERTAIN MUNICIPALITIES TO CREATE SERVICE DISTRICTS TO FINANCE LIGHTING AT INTERSTATE HIGHWAY INTERCHANGES.

Representative Yongue offers Amendment No. 1 which is adopted by electronic vote (104-0).

The bill, as amended, passes its third reading by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brubaker, Buchanan, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Grady, Haire, Hardaway, Hensley, Hiatt, Hill, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke,

McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 105.

Voting in the negative: None.

Excused absences: Representatives Cansler, Culp, Goodwin, Gray, Gulley, Nesbitt, and Thompson - 6.

Committee Substitute for **H.B. 746**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NATURAL AND SCENIC RIVERS ACT OF 1971 TO REMOVE THE LIMIT ON THE AMOUNT OF ACREAGE THE STATE MAY ACQUIRE FOR INCLUSION IN THE NEW RIVER SCENIC RIVER AREA OF THE NORTH CAROLINA NATURAL AND SCENIC RIVERS SYSTEM, passes its third reading by the following vote, and having received a three-fifth's majority, is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brubaker, Buchanan, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Daughtry, Davis, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Grady, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 104.

Voting in the negative: Representatives Creech and Decker - 2.

Excused absences: Representatives Cansler, Culp, Goodwin, Gray, Gulley, Nesbitt, and Thompson - 6.

H.B. 930, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO MAKE CONSISTENT THE QUALIFICATIONS FOR ELECTIVE OFFICE SO THAT QUALIFIED VOTERS UNDER TWENTY-ONE MAY SERVE UNLESS THE CONSTITUTION OTHERWISE PROHIBITS.

On motion of Representative Hensley and without objection, the bill is postponed until April 26.

Committee Substitute No. 2 for **H.B. 222**, A BILL TO BE ENTITLED AN ACT TO STRENGTHEN THE LITTERING LAW BY INCREASING THE MINIMUM AND MAXIMUM FINES AND BY REQUIRING COMMUNITY SERVICE IN THOSE INSTANCES WHERE IT IS CURRENTLY PERMISSIVE.

Representative Braswell offers Amendment No. 1 which fails of adoption by electronic vote (31-76).

Representative Morgan requests and is granted permission to change his vote from "aye" to "no". The adjusted vote total is (30-77).

The bill passes its third reading, by electronic vote (104-3), and is ordered sent to the Senate.

POINT OF PERSONAL PRIVILEGE

On motion of Representative Baddour, the following remarks are spread upon the journal.

"Mr. Speaker, Members of the House. We have just passed a bill increasing the penalties for littering in North Carolina. On this occasion, I feel that it is appropriate that we pause and remember Caroline Parker, who died yesterday. She was the wife of my law partner, Borden Parker.

"Caroline gave many years of leadership and service to the Goldsboro/Wayne County community. She was the Executive Director for Keep Wayne County Beautiful and was on the board for the State Keep America Beautiful program, and a member of the National Committee for Keep America Beautiful. Caroline served as President of the 1998 North Carolina Big Sweep.

"Just a few weeks ago, she was in this building lobbying for the law that we just passed and other measures supported by Keep America Beautiful that would help clean up our streets and highways.

"Caroline was active in many civic organizations and served on numerous agency boards. She was admired for being willing to speak her mind and fight for the things in which she believed. She championed many causes during her professional and personal life, focusing on the needs of our less fortunate citizens.

"Caroline Parker will be sorely missed and always fondly remembered by her many friends in our community."

CALENDAR (continued)

Committee Substitute for **H.B. 885**, A BILL TO BE ENTITLED AN ACT TO PROTECT CONSUMERS BY REQUIRING CONTRACTS FOR THE RENTAL OF SELF-SERVICE STORAGE TO CLEARLY STATE CERTAIN TERMS REGARDING THE IMPOSITION OF LATE FEES.

Representative Ellis offers Amendment No. 1 which fails of adoption by electronic vote (42-58).

The bill passes its third reading, by electronic vote (76-25), and is ordered sent to the Senate.

Committee Substitute for **H.B. 1008**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE REGULATION OF CERTAIN EXCAVATION AND GRADING ACTIVITIES UNDER THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 INSTEAD OF THE MINING ACT OF 1971, passes its third reading, by electronic vote (97-2), and is ordered sent to the Senate.

Committee Substitute for **H.B. 979**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE RIGHTS OF A DECEDENT'S SPOUSE, passes its second reading by electronic vote (99-0).

Representative Blue objects to the third reading. The bill remains on the Calendar.

Committee Substitute No. 2 for **H.B. 813**, A BILL TO BE ENTITLED AN ACT TO MAKE CYBERSTALKING A CRIMINAL OFFENSE, passes its second reading, by electronic vote (97-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1263, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PERSON BETWEEN SIXTEEN AND EIGHTEEN YEARS OF AGE WITH A DRIVERS LICENSE ISSUED BY THE FEDERAL GOVERNMENT MAY BE ISSUED THE PROPER DRIVERS PERMIT UNDER THE GRADUATED DRIVERS LICENSE PROGRAM, passes its second reading, by electronic vote (96-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair and without objection, Committee Substitute for **H.B. 98**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR FOUR-YEAR TERMS FOR MEMBERS OF THE GENERAL ASSEMBLY, is withdrawn from the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR (continued)

H.B. 1104, A BILL TO BE ENTITLED AN ACT CLARIFYING THE DESIGNATION OF EXEMPT POSITIONS IN STATE GOVERNMENT EMPLOYMENT, passes its second reading, by electronic vote (96-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 820**, A BILL TO BE ENTITLED AN ACT PROVIDING THAT STATE EMPLOYEES AND PUBLIC SCHOOL EMPLOYEES MAY SHARE LEAVE VOLUNTARILY, passes its second reading, by electronic vote (96-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 143**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FINE RELATED TO UNLAWFUL PARKING IN HANDICAPPED PARKING SPACES, AND TO REQUIRE THAT SIGNS BE PLACED ON HANDICAPPED PARKING SPACES, passes its second reading by electronic vote (48-46).

Representative Allred objects to the third reading. The bill remains on the Calendar.

RE-REFERRALS

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 1156**, A BILL TO BE ENTITLED AN ACT TO AMEND THE PSYCHOLOGY PRACTICE ACT, is withdrawn from the Committee on Health and re-referred to the Committee on Mental Health.

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 1242**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ELECTION AND TERMS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA BY INCREASING THE TERM LENGTH OF A MEMBER FROM FOUR YEARS TO SIX YEARS, DECREASING THE NUMBER OF MEMBERS FROM THIRTY-TWO MEMBERS TO THIRTY MEMBERS, ELIMINATING THE CATEGORIES FOR MEMBERS, AND ELIMINATING THE POSITION OF MEMBER EMERITUS, is withdrawn from the Committee on University of North Carolina Board of Governors Nominating and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Wright, pursuant to Rule 39.2 and without objection, **H.B. 224**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST AFRICAN AMERICAN ATELIER, INC., IN PROVIDING ITS ARTS PROGRAMS AND EXHIBITS TO THE CITIZENS IN THE GREENSBORO AREA, is withdrawn from the Committee on Appropriations, Subcommittee on Capital and re-referred to the Committee on Appropriations, Subcommittee on General Government.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Health:

H.B. 996, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH CARE PROVIDERS PERFORMING SPINAL MANIPULATION TO ATTAIN MINIMUM HOURS OF CLASSROOM INSTRUCTION AND SUPERVISED CLINICAL TRAINING, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 26. The original bill is placed on the Unfavorable Calendar.

H.B. 1083, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE ARTHRITIS EDUCATION TASK FORCE AND TO APPROPRIATE FUNDS THEREFOR, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Hunter for the Committee on Children, Youth and Families:

Committee Substitute for **H.B. 287**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES REGARDING CHILD CARE AND TO REPEAL SECTIONS 4(B) AND 28.3 OF S.L. 1997-506, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives Warwick and Gibson, Chairs, for the Committee on Environment and Natural Resources:

H.B. 978, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO PERMIT ANY OWNER OF PRIVATE PROPERTY ON A LAKE LOCATED IN A STATE PARK TO RESTORE THE PROPERTY OWNER'S PIER TO THE CONDITION THAT THE PIER WAS IN IMMEDIATELY PRECEDING THE TIME OF THE DAMAGE WHEN THE DAMAGE IS CAUSED BY A NATURAL DISASTER, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 1125, A BILL TO BE ENTITLED AN ACT TO CONFORM THE DEFINITION OF AN INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE UNDER THE INACTIVE HAZARDOUS SITES RESPONSE ACT OF 1987 TO FEDERAL LAW, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 1127, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF ENVIRONMENTAL HEALTH OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO CONDUCT A STUDY INVOLVING INTERESTED PARTIES TO REVIEW AND REVISE THE CURRENT PROCEDURES CONCERNING COFFEE POTS AND ICE BUCKETS PROVIDED BY LODGING ESTABLISHMENTS IN GUEST ROOMS AND TO SUSPEND CURRENT APPLICABLE RULES UNTIL REVISED RULES HAVE BEEN ADOPTED AS TEMPORARY RULES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 1160, A BILL TO BE ENTITLED AN ACT TO EXTEND THE PILOT PROGRAM UNDER WHICH THE DIVISION OF SOIL AND WATER CONSERVATION OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES CONDUCTS ALL INSPECTIONS OF ANIMAL WASTE MANAGEMENT SYSTEMS IN CERTAIN COUNTIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.B. 440, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF BEAUFORT COUNTY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 26. The original bill is placed on the Unfavorable Calendar.

H.B. 519, A BILL TO BE ENTITLED AN ACT RELATING TO THE 50TH HOUSE DISTRICT, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

H.B. 621, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE DISTRIBUTION OF TOBACCO LITIGATION MASTER SETTLEMENT AGREEMENT FUNDS FOR THE YEAR 1998 AND THEREAFTER, reported without prejudice and with recommendation that the bill be re-referred to the Select Committee on the Tobacco Settlement.

The bill is re-referred to the Select Committee on the Tobacco Settlement.

H.B. 620, A BILL TO BE ENTITLED AN ACT TO CREATE THE TOBACCO GROWERS AND ALLOTMENT HOLDERS COMMISSION AND TO PROVIDE FOR PAYMENTS TO TOBACCO GROWERS AND ALLOTMENT HOLDERS, reported without prejudice and with

recommendation that the bill be re-referred to the Select Committee on the Tobacco Settlement.

The bill is re-referred to the Select Committee on the Tobacco Settlement.

H.B. 520, A BILL TO BE ENTITLED AN ACT RELATING TO THE 50TH HOUSE DISTRICT, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Local Government I.

The committee substitute bill is re-referred to the Committee on Local Government I. The original bill is placed on the Unfavorable Calendar.

H.B. 639, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN EXPANSION OF RIGHTS UNDER EXISTING LAW PERTAINING TO GRANDPARENT VISITATION, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 677, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRAHAM, HAYWOOD, JACKSON, MADISON, AND SWAIN COUNTIES TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.R. 752, A HOUSE RESOLUTION URGING CONGRESS TO DESIGNATE APRIL 30 AS CHILDREN'S DAY, with recommendation that it be adopted.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

H.B. 919, A BILL TO BE ENTITLED AN ACT TO PROVIDE GOVERNMENTAL ACCOUNTABILITY AND PROTECTION TO THE TAXPAYERS BY LIMITING INCREASES IN THE GENERAL FUND BUDGET, REFORMING THE BUDGET PROCESS, ESTABLISHING AN EMERGENCY RESERVE TRUST FUND, AND PROHIBITING UNFUNDED STATE MANDATES, with an unfavorable report.

The bill is placed on the Unfavorable Calendar.

H.B. 992, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT APPROPRIATIONS FOR INDIGENT DEFENSE BE NO GREATER THAN APPROPRIATIONS FOR DISTRICT ATTORNEYS' OFFICES, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

On motion of Representative Culpepper, seconded by Representative Rayfield, the House adjourns at 4:22 p.m. to reconvene Monday, April 26, 1999, at 7:00 p.m.

FIFTY-SECOND DAY

HOUSE OF REPRESENTATIVES

Monday, April 26, 1999

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"God of eternity, You are the Creator of life and the Giver of time. Forgive us for failing to fully embrace the gift of each day. We confess that the frenetic pace of our lives, the busy schedules and full agendas make time more of a devilish enemy than a divinely appointed gift. Perhaps our difficulty is not in the hours and minutes that are given us, but in how we use them.

"Help us, oh God, to be wise stewards of our days. Remind us there is enough time....

- time enough to help someone in need;
- time enough for meditation and prayer;
- time enough to build bridges of forgiveness or tear down walls of resentment;
- time enough to notice the beauty around us and give you praise;
- time enough to embrace friends and smile at strangers.

"Help us, oh God, not simply to have days filled full, but to have full-filled days. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 23 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (104-0).

Representatives Warwick and Horn request and are granted permission to be recorded as voting "aye". The adjusted vote total is (106-0).

A leave of absence is granted Representative Thompson for today. Representative Goodwin is excused for a portion of the session.

ENROLLED BILL

The following bill is duly ratified and presented to the Governor:

H.B. 652, AN ACT TO MODIFY THE MEMBERSHIP OF THE BOARD OF DIRECTORS OF THE ROANOKE ISLAND HISTORICAL ASSOCIATION.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Smith for the Committee on Public Utilities:

H.B. 476, A BILL TO BE ENTITLED AN ACT CONCERNING THE GRANT OF POWERS TO ELECTRIC MEMBERSHIP CORPORATIONS REGARDING SUBSIDIARY ORGANIZATIONS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Wright for the Committee on Health:

H.B. 1095, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LICENSURE OF CLINICAL PHARMACIST PRACTITIONERS, with a favorable report as to committee substitute bill, which changes the

title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.B. 751, A BILL TO BE ENTITLED AN ACT TO IMPOSE A MORATORIUM ON NEW TECHNOLOGY INITIATIVES UNTIL AFTER JANUARY 1, 2000, AS RECOMMENDED BY THE STATE AUDITOR, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Sutton for the Committee on Judiciary III:

Committee Substitute for **H.B. 254**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE ABUSE OR NEGLECT OF A PATIENT AT A HEALTH CARE FACILITY OR A RESIDENTIAL CARE FACILITY THAT DOES NOT RESULT IN SERIOUS BODILY INJURY OR DEATH IS A MISDEMEANOR, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 27. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 959, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR THE CRIMINAL OFFENSE OF COCK FIGHTING, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 1261, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LAW ENFORCEMENT OFFICERS TO CONDUCT SEARCHES OF PROBATIONERS OR PAROLEES WITHOUT PROBABLE CAUSE WHEN THAT IS IMPOSED AS A CONDITION OF THE PROBATION OR PAROLE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

By Representative Hurley for the Committee on Insurance:

H.B. 678, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EQUAL TREATMENT FOR ACUPUNCTURISTS WITH RESPECT TO INSURANCE REIMBURSEMENT, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 991, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LIABILITY, UNINSURED, AND UNDERINSURED COVERAGE IS NOT REDUCED BY RECEIPT OF SUBROGATED WORKERS' COMPENSATION BENEFITS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

By Representative Baddour for the Committee on Judiciary IV:

H.B. 1224, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL AUTHORITY FOR MAGISTRATES WHO ARE LICENSED TO PRACTICE LAW, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Jarrell for the Committee on Local Government II:

H.B. 846, A BILL TO BE ENTITLED AN ACT ALLOWING THE TOWN OF FARMVILLE TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM ITS LIMITS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 867, A BILL TO BE ENTITLED AN ACT EXEMPTING THE CITY OF WILSON FROM THE SATELLITE ANNEXATION REQUIREMENTS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 880, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE COMPETITIVE BID PROCESS IN ALAMANCE COUNTY FOR CITY, COUNTY, AND PUBLIC SCHOOL PROJECTS OF FIVE HUNDRED THOUSAND DOLLARS OR LESS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

By Representatives Yongue and Warner, Chairs, for the Committee on Education:

H.B. 1046, A BILL TO BE ENTITLED AN ACT TO PROHIBIT STUDENTS FROM POSSESSING CELLULAR PHONES OR PAGERS ON SCHOOL PROPERTY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 1154, A BILL TO BE ENTITLED AN ACT TO REQUIRE A ONE-YEAR SUSPENSION FOR ANY STUDENT WHO BRINGS OR POSSESSES A FIREARM OR EXPLOSIVE ON SCHOOL PROPERTY OR AT A SCHOOL-SPONSORED OR SCHOOL-RELATED ACTIVITY ON OR OFF SCHOOL PROPERTY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 1167, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE LATERAL ENTRY PROGRAM FOR TEACHERS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 1267, A BILL TO BE ENTITLED AN ACT PROTECTING PUBLIC SCHOOL TEACHERS WHO MAKE FORMAL OR INFORMAL COMPLAINTS ALLEGING SEXUAL HARASSMENT AT SCHOOL, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representatives Easterling, Hardaway, and Redwine, Chairs for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Education:

H.B. 1081, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE INFORMATION TECHNOLOGY TRAINING CENTER FOR THE CHARLOTTE REGION AT CENTRAL PIEDMONT COMMUNITY COLLEGE;

H.B. 1291, A BILL TO BE ENTITLED AN ACT TO PROVIDE START-UP FUNDS TO ESTABLISH THE NORTH CAROLINA VOCATIONAL EDUCATION STUDENT LEADERSHIP FOUNDATION; and

H.B. 1306, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE SUPPORT OF THE PARTNERSHIP FOR HUMAN SERVICES AT EAST CAROLINA UNIVERSITY.

Representatives Easterling, Hardaway, and Redwine, Chairs for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Natural and Economic Resources:

H.B. 1313, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR VARIOUS ECONOMIC DEVELOPMENT PROJECTS;

H.B. 1315, A BILL TO BE ENTITLED AN ACT TO CREATE AN AGRICULTURAL FAIRS ADVISORY COMMITTEE IN THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES AND TO APPROPRIATE FUNDS TO BE USED AS GRANTS TO ELIGIBLE LOCAL AGRICULTURAL FAIRS; and

H.B. 1309, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE CHILDREN IN LOW WEALTH COUNTIES WITH COMPUTER AND TELECOMMUNICATIONS SKILLS.

Representatives Easterling, Hardaway, and Redwine, Chairs for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Health and Human Services:

H.B. 1310, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE TO PROVIDE TRAINING TO AREA PROGRAM BOARDS; and

H.B. 1312, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT PEDIATRIC CANCER PROGRAMS.

Representatives Easterling, Hardaway, and Redwine, Chairs for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Capital:

H.B. 1292, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CORRECT A DANGEROUS STATE HIGHWAY CONDITION ADJACENT TO THE SAMPSON COMMUNITY COLLEGE CAMPUS THAT IMPERILS PUBLIC SAFETY;

H.B. 1294, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES FOR TRYON PALACE HISTORIC SITES AND GARDENS;

H.B. 1295, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE J. C. RAULSTON ARBORETUM EDUCATION CENTER ON THE NORTH CAROLINA STATE UNIVERSITY CAMPUS;

H.B. 1298, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW FORESTRY HEADQUARTERS IN VANCE COUNTY;

H.B. 1300, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO RESTORE AND RENOVATE THE MATTHEWS COMMUNITY CENTER AND EXPAND ITS STAGE AREA;

H.B. 1301, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST THE TOWN OF ROWLAND IN RENOVATING ITS ATHLETIC PARK;

H.B. 1311, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE HAMLET OPERA HOUSE AND THE HAMLET RAILROAD MUSEUM; and

H.B. 1317, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF NAVASSA FOR THE PURCHASE OF A NEW FIRE TRUCK.

Representatives Easterling, Hardaway, and Redwine, Chairs for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on General Government:

H.B. 1129, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF THE SECRETARY OF STATE FOR THE IMPLEMENTATION OF THE ELECTRONIC COMMERCE DEMONSTRATION PROJECT;

H.B. 1293, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES FOR TRYON PALACE FOR COMPUTER UPGRADES AND JOB RECLASSIFICATIONS;

H.B. 1299, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OFFICE OF THE STATE CONTROLLER;

H.B. 1307, A BILL TO BE ENTITLED AN ACT TO DEVELOP A PROPOSAL FOR THE ESTABLISHMENT OF THE OFFICE OF CONSUMER ADVOCATE AND TO APPROPRIATE FUNDS FOR THAT PURPOSE; and

H.B. 1316, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR VARIOUS NONPROFIT VISUAL AND PERFORMING ARTS ORGANIZATIONS IN THE GUILFORD COUNTY AREA.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives McAllister, Adams, Fitch, and Hunter:

H.B. 1332, A BILL TO BE ENTITLED AN ACT TO PROVIDE INITIATIVES TO ENCOURAGE DEVELOPMENT IN THE GLOBAL TRANSPARK DEVELOPMENT ZONE, is referred to the Committee on Appropriations.

By Representatives Fox, Owens, Tolson, and Warwick:

H.B. 1333, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONTINUE THE STATEWIDE BEAVER DAMAGE CONTROL PROGRAM, is referred to the Committee on Appropriations.

By Representatives Morris, Adams, Alexander, Allen, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Braswell, Brown, Brubaker, Cansler, Capps, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fox, Gillespie, Goodwin, Gray, Gulley, Haire, Hardaway, Hensley, Hiatt, Hill, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Kinney, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, and Yongue:

H.B. 1334, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A BIRTH DEFECT MONITORING PROGRAM, is referred to the Committee on Appropriations.

By Representatives Alexander, Luebke, and Nesbitt:

H.B. 1335, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CUED SPEECH CENTER, INC., is referred to the Committee on Appropriations.

By Representatives Alexander and Baddour (Primary Sponsors); Adams, Church, Earle, Goodwin, Hill, Luebke, and Nesbitt:

H.B. 1336, A BILL TO BE ENTITLED AN ACT DIRECTING THE ADMINISTRATIVE OFFICE OF THE COURTS TO ESTABLISH AN EDUCATIONAL PROGRAM FOR PARENTS WHO ARE PARTIES TO A CUSTODY OR VISITATION ACTION, is referred to the Committee on Appropriations.

By Representatives Boyd-McIntyre, Barefoot, Bonner, Braswell, Bridgeman, Buchanan, Cox, Cunningham, Earle, Gibson, Haire, Horn, Hurley, Jarrell, Jeffus, Melton, Moore, Morris, Mosley, Nesbitt, Ramsey, Sutton, Tolson, Wainwright, Warner, Warren, Wright, and Yongue:

H.B. 1337, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE EDUCATION OF CHILDREN WITH SPECIAL NEEDS, is referred to the Committee on Appropriations.

By Representatives Boyd-McIntyre, Alexander, Baddour, Barefoot, Bonner, Braswell, Bridgeman, Buchanan, Cox, Cunningham, Earle, Gibson, Grady, Haire, Horn, Hurley, Jarrell, Jeffus, McLawhorn, Melton, Moore, Mosley, Nesbitt, Oldham, Ramsey, Sutton, Thomas, Tolson, Wainwright, Warner, Warren, Wright, and Yongue:

H.B. 1338, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT THE TEACHER CADET PROGRAM IN HIGH SCHOOLS THROUGHOUT THE STATE, is referred to the Committee on Appropriations.

By Representative Gibson:

H.B. 1339, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE EMPLOYMENT SECURITY COMMISSION FOR THE COMMON FOLLOW-UP SYSTEM AND NC WORKS STUDY, is referred to the Committee on Appropriations.

By Representatives Tolson, Barefoot, Clary, Hardaway, and Kiser:

H.B. 1340, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE RESPIRATORY CARE PRACTICE ACT, is referred to the Committee on Health and, if favorable, to the Committee on Finance.

By Representatives Earle, Alexander, Bonner, Bowie, Cunningham, Dedmon, Easterling, Hurley, Mitchell, Owens, Saunders, Sherrill, Wainwright, Warner, and Yongue:

H.B. 1341, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA TECHNOLOGICAL DEVELOPMENT AUTHORITY, INC., is referred to the Committee on Appropriations.

By Representatives Cox and Davis:

H.B. 1342, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF COATS FOR SIDEWALK RECONSTRUCTION AND CAPITAL IMPROVEMENTS TO THE TOWN'S MUSEUM, is referred to the Committee on Appropriations.

By Representatives Cox, Culp, Davis, Hackney, and Insko:

H.B. 1343, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A SPECIALIZED TRAINING CENTER FOR THE TELECOMMUNICATIONS INDUSTRY AT CENTRAL CAROLINA COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

1999 GENERAL ASSEMBLY

SPECIAL MESSAGE FROM THE SENATE

Senate Chamber

April 26, 1999

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur with your Honorable Body in the House Committee Substitute to **S.B. 29**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE EXAMINATION FEES COLLECTED UNDER THE COSMETIC ART ACT.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

INTRODUCTION OF PAGES

Pages for the week of April 26 are introduced to the membership. They are: Benjamin Davenport of Johnston; Michael Egerdahl of Wake; Timothy Egerdahl of Wake; Casey Fraser of Guilford; Jennifer Garner of Wake; Keri Grant of Guilford; Hannah Gray of Wake; Rebekah Gray of Wake; Holly Hardin of Iredell; Lindsay Harrell of Cumberland; Lionel Hunter of Franklin; Victoria Johnson of Robeson; Bradford Jones of Alamance; Christopher Jones of Forsyth; Adrianne Krauss of Wake; and Bobbi Oxendine of Robeson.

CALENDAR

H.B. 765, A BILL TO BE ENTITLED AN ACT AMENDING THE BOUNDARIES OF THE VILLAGE OF WESLEY CHAPEL, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cox, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fox, Gardner, Gibson, Gillespie, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, G. Wilson, Womble, Wood, Wright, and Yongue - 113.

Voting in the negative: None.

Excused absences: Representatives Goodwin and Thompson - 2.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Hackney and without objection, Committee Substitute for **H.B. 1135, A BILL TO BE ENTITLED AN**

ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNOR'S DWI TASK FORCE, is withdrawn from the Calendar of April 27, ordered engrossed, and re-referred to the Committee on Appropriations.

CALENDAR (continued)

Committee Substitute for **H.B. 812**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON A REQUIREMENT THAT PART OF CERTAIN CRAVEN COUNTY PROCEEDS BE USED FOR A CONVENTION CENTER AND A TOURIST CENTER, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Carpenter, Church, Clary, Cox, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fox, Gardner, Gibson, Gillespie, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 113.

Voting in the negative: Representative Capps.

Excused absences: Representatives Goodwin and Thompson - 2.

H.B. 855, A BILL TO BE ENTITLED AN ACT ALLOWING THE TOWN OF KINGS MOUNTAIN WITH THE APPROVAL OF THE CLEVELAND AND GASTON COUNTY BOARDS OF COMMISSIONERS TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM THE TOWN'S CORPORATE LIMITS, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter,

Church, Clary, Cox, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Esposito, Fox, Gardner, Gibson, Gillespie, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 111.

Voting in the negative: Representative Ellis.

Excused absences: Representatives Goodwin and Thompson - 2.

Committee Substitute for **H.B. 650**, A BILL TO BE ENTITLED AN ACT TO ALLOW BRUNSWICK COUNTY TO REGULATE THE OPERATION OF PERSONAL WATERCRAFT, passes its third reading, by electronic vote (114-0), and is ordered sent to the Senate.

Committee Substitute for **H.B. 440**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET ON THE LAW PROVIDING FOR THE HUNTING AND TRAPPING OF FOXES AND RACCOONS IN HYDE AND BEAUFORT COUNTIES AND ALLOWING THE USE OF SNARES WHEN TRAPPING FUR-BEARING ANIMALS IN THOSE COUNTIES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 120**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE PROCEDURES FOR NOTIFYING OWNERS AND ADVERTISING TAX LIENS ON REAL PROPERTY, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fox, Gardner, Gibson, Gillespie, Grady, Gray, Gulley, Hackney, Hardaway, Hensley, Hiatt, Hill, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke,

McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 113.

Voting in the negative: None.

Excused absences: Representatives Goodwin and Thompson - 2.

Committee Substitute for **H.B. 979**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE RIGHTS OF A DECEDENT'S SPOUSE, passes its third reading, by electronic vote (115-0), and is ordered sent to the Senate.

Representative Rayfield requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (116-0).

Committee Substitute for **H.B. 143**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FINE RELATED TO UNLAWFUL PARKING IN HANDICAPPED PARKING SPACES, AND TO REQUIRE THAT SIGNS BE PLACED ON HANDICAPPED PARKING SPACES.

On motion of Representative Wright and without objection, the bill is postponed until April 28.

H.B. 1026, A BILL TO BE ENTITLED AN ACT TO INCREASE THE LIABILITY OF PRINCIPALS WHO FAIL TO PAY SALES REPRESENTATIVES COMMISSIONS UPON TERMINATION CONTRACTS WITH SALES REPRESENTATIVES, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1067, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATE'S DISCRETION IN CAPITAL SENTENCING, fails to pass its second reading by electronic vote (45-72).

Committee Substitute for **H.B. 1039**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DEVELOP A STRATEGY AND A PLAN FOR BEACH MANAGEMENT AND RESTORATION AND TO IDENTIFY FINANCING ALTERNATIVES FOR THIS PURPOSE, passes

its second reading, by electronic vote (115-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 14**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CHANGES TO REGULATIONS REGARDING CEMETERIES TO PROVIDE FOR CONSUMER PROTECTION, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S STUDY COMMITTEE ON CEMETERY ISSUES.

On motion of Representative Allred and without objection, the bill is temporarily displaced.

Committee Substitute for **H.B. 302**, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO CHILD SUPPORT ENFORCEMENT.

Representative Culpepper offers Amendment No. 1 which is adopted by electronic vote (114-0).

Representative Haire offers Amendment No. 2 which is adopted by electronic vote (115-0).

The bill, as amended, passes its second reading by electronic vote (114-0).

Representative Moore objects to the third reading. The bill remains on the Calendar.

Representative Ellis states that his voting equipment malfunctioned, and he requests to be recorded as voting "aye". The adjusted vote total is (115-0).

H.B. 930, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO MAKE CONSISTENT THE QUALIFICATIONS FOR ELECTIVE OFFICE SO THAT QUALIFIED VOTERS UNDER TWENTY-ONE MAY SERVE UNLESS THE CONSTITUTION OTHERWISE PROHIBITS, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Baddour, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Cox, Crawford, Creech,

Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 113.

Voting in the negative: Representatives Arnold and Baker - 2.

Excused absences: Representative Thompson.

Committee Substitute for **H.B. 1135**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNOR'S DWI TASK FORCE.

Representative Nesbitt offers Amendment No. 1 which fails of adoption by electronic vote (49-66).

Representative Hensley offers Amendment No. 2 which fails of adoption by electronic vote (44-69).

Representative Moore offers Amendment No. 3 which is adopted by electronic vote (65-50).

The bill, as amended, passes its second reading by electronic vote (112-5).

Representative Allred objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 1169**, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AMENDMENTS TO THE GUBERNATORIAL SUCCESSION ACT SO IT IS CLEAR THAT THE SPEAKER OF THE HOUSE OF REPRESENTATIVES BECOMES ACTING GOVERNOR IN THE ABSENCE OR DISABILITY OF THE GOVERNOR AND LIEUTENANT GOVERNOR.

On motion of Representative Culpepper and without objection, the bill is postponed until April 28.

Committee Substitute for **H.B. 644**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A PUBLIC CONDEMNOR USING "QUICK TAKE" IN AN EMINENT DOMAIN ACTION SHALL INCLUDE A NOTICE OF OWNER'S RIGHTS IN THE NOTICE OF ACTION, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1021, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNIFORM COMMERCIAL CODE WITH REGARD TO THE PROCEDURE FOR FILING OF FINANCING STATEMENTS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 162**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS AND CONFORMING CHANGES TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION AND OTHERS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 1192**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TRACING OF FIREARMS USED IN THE COMMISSION OF A CRIME, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1150, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE ELECTION OF MEMBERS OF SCHOOL IMPROVEMENT TEAMS.

Representative Arnold offers Amendment No. 1 which fails of adoption by electronic vote (41-74).

The bill passes its second reading, by electronic vote (114-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1187, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM TO PUT COMMUNICATION DEVICES ON SCHOOL BUSES, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1025, A BILL TO BE ENTITLED AN ACT TO ALLOW SMALL EMPLOYERS TO CHARGE THE SAME ADMINISTRATIVE FEE UNDER THE STATE GROUP HEALTH CONTINUATION LAW AS LARGER EMPLOYERS CHARGE UNDER THE FEDERAL COBRA GROUP HEALTH CONTINUATION LAW.

Representative Cox requests that he be excused from voting on this bill, to avoid any perception of conflict of interest due to being in the insurance business, under Rule 24.1A and this request is granted.

The bill passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 438**, A BILL TO BE ENTITLED AN ACT EXEMPTING HOUSING AUTHORITIES FROM REAL ESTATE LICENSURE REQUIREMENTS, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 1076, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT FIRE SERVICE MAINS COMPLY WITH THE NORTH CAROLINA STATE BUILDING CODE, passes its second reading, by electronic vote (112-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 944, A BILL TO BE ENTITLED AN ACT TO EXTEND THE MORATORIUM ON APPROVAL OF ADDITIONAL ADULT CARE HOME BEDS TO SEPTEMBER 30, 2000, passes its second reading, by electronic vote (113-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

H.B. 977, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ADULT CARE HOMES, NURSING HOMES, AND ADULT DAY CARE PROGRAMS PROVIDING SPECIAL CARE FOR PERSONS WITH ALZHEIMER'S DISEASE OR OTHER DEMENTIAS DISCLOSE CERTAIN INFORMATION, passes its second reading, by electronic vote (112-1), and there being no objection is read a third time.

Representative Ramsey requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (113-0).

The bill passes its third reading and is ordered sent to the Senate.

Committee Substitute for **H.B. 996**, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH CARE PROVIDERS PERFORMING SPINAL MANIPULATION TO ATTAIN MINIMUM HOURS OF CLASSROOM INSTRUCTION AND SUPERVISED CLINICAL TRAINING.

Representative Wright offers Amendment No. 1 which is adopted by electronic vote (109-5).

Representative Howard offers Amendment No. 2 which is adopted by electronic vote (59-55).

Representative Howard requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (60-55).

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 278, A BILL TO BE ENTITLED AN ACT AMENDING THE EMPLOYMENT SECURITY LAWS TO PROVIDE THAT THE ONE HUNDRED-DAY NONCHARGE PERIOD EXTENDS TO CERTAIN RECIPIENTS OF TEMPORARY ASSISTANCE FOR NEEDY FAMILIES SEPARATED FOR A BONA FIDE INABILITY TO WORK, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 471, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTERS OF THE TOWNS OF STOKESDALE AND SUMMERFIELD TO EXEMPT AGRICULTURAL LAND USES WITHIN THOSE JURISDICTIONS FROM ZONING AND BUILDING CODE REGULATION, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 27. The original bill is placed on the Unfavorable Calendar.

H.B. 529, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE DISPLAY OF THE UNITED STATES FLAG, with a favorable report as to committee substitute bill, unfavorable as to original bill.

On motion of the Chair, pursuant to Rule 32(a), the committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representatives Easterling, Hardaway, and Redwine, Chairs for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Justice and Public Safety:

H.B. 114, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ATTORNEY REPRESENTATION OF CHILDREN REPRESENTED BY GUARDIAN AD LITEM PROGRAM THROUGHOUT PROCEEDINGS OF THE CASE;

H.B. 6 Error! Bookmark not defined. **98**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TWO ASSISTANT DISTRICT ATTORNEYS IN PROSECUTORIAL DISTRICT 19A;

H.B. 1117, A BILL TO BE ENTITLED AN ACT TO DIVIDE SUPERIOR COURT DISTRICT 5 INTO A SET OF DISTRICTS; and

H.B. 1220, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ADDITIONAL FAMILY COURT PILOT PROGRAMS.

On motion of Representative Culpepper, seconded by Representative Ellis, the House adjourns at 10:00 p.m. to reconvene April 27 at 4:00 p.m.

FIFTY-THIRD DAY**HOUSE OF REPRESENTATIVES**

Tuesday, April 27, 1999

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"O God, the way of democracy is not easy. We must hear each other. We must share our points of views. We must vote according to our consciences. Yet, our voices and votes are not separated from who we are as persons. Rather they are inextricably connected to our identity. Thus we not only offer opinions, we offer ourselves. Such vulnerability leaves us open to the pain of rejection and the wounds of disapproval.

"O Lord, we call upon Your Spirit to work within each one of us and within the discussions of this assembly. Give us forgiving hearts and charitable spirits. Let not our arguments and counter-arguments become personal. Forgive us when we make the aisle that divides the respective sides of the chamber the line dividing good from evil. Forgive us when we use the red and green voting buttons as weapons of ideology. Forgive us when the microphone becomes an instrument for vengeance and retaliation.

"Help us, O God, to be good stewards of the democratic process and good neighbors to our colleagues. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 26 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (108-0).

A leave of absence is granted Representative Thompson for today. Representatives Daughtry, Gray, Luebke, Russell, and Sherrill are excused for a portion of the session.

**REPORTS OF STANDING COMMITTEES AND PERMANENT
SUBCOMMITTEES**

The following reports from standing committees and permanent subcommittee are presented:

By Representatives Edwards and Mosley, Chairs, for the Select Committee on Health Care Delivery:

H.B. 1049, A BILL TO BE ENTITLED AN ACT AMENDING THE LAWS RELATED TO THE LICENSURE OF PHYSICIANS IN THIS STATE, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Edwards, Committee Amendment No. 1 is adopted by electronic vote (112-1).

The bill is ordered engrossed and re-referred to the Committee on Finance.

H.B. 1193, A BILL TO BE ENTITLED AN ACT AUTHORIZING NURSE PRACTITIONERS, PHYSICIAN ASSISTANTS, AND CERTIFIED NURSE MIDWIVES TO CONDUCT PHYSICAL EXAMINATIONS IN CERTAIN CIRCUMSTANCES, with a favorable report, as amended.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 28.

By Representative Jarrell for the Committee on Local Government II:

Committee Substitute No. 1 for **H.B. 419**, A BILL TO BE ENTITLED AN ACT CONCERNING SATELLITE ANNEXATION AND REMOVING A CERTAIN TRACT OF PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF MOUNT AIRY, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 28. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 847, A BILL TO BE ENTITLED AN ACT RELATING TO THE INVESTMENT OF CERTAIN FUNDS BY PITT COUNTY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

Committee Substitute for **H.B. 293**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BOARD OF COMMUNITY COLLEGES TO ASSESS MONETARY PENALTIES AGAINST PROPRIETARY SCHOOLS THAT OPERATE WITHOUT A LICENSE OR OPERATE OUTSIDE THE SCOPE OF THEIR LICENSE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 28.

H.B. 1237, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF LANDSCAPE ARCHITECTS TO CHARGE APPLICANTS FOR LICENSURE THE ACTUAL COST OF EXAMINATION SERVICES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 28.

By Representatives Bonner and Moore, Chairs, for the Permanent Subcommittee on Pre-School, Elementary and Secondary Education:

H.B. 127, A BILL TO BE ENTITLED AN ACT TO PERMIT CHILDREN TO ATTEND COMMUNITY SCHOOLS, reported to the Standing Committee on Education, with an unfavorable recommendation.

H.B. 517, A BILL TO BE ENTITLED AN ACT REGARDING THE COMPUTATION OF DROPOUT RATES FOR THE ABCs PROGRAM, reported to the Standing Committee on Education, with a favorable recommendation.

By Representative Hurley for the Committee on Insurance:

H.B. 1119, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT HEALTH BENEFIT PLANS IN NORTH CAROLINA PROVIDE COVERAGE FOR ANESTHESIA AND HOSPITAL CHARGES IN CERTAIN CASES INVOLVING YOUNG CHILDREN, PERSONS WITH SERIOUS MENTAL OR PHYSICAL CONDITIONS, AND PERSONS WITH SIGNIFICANT BEHAVIORAL PROBLEMS, WHERE THE AGE OR CONDITION OR PROBLEM REQUIRES HOSPITALIZATION OR GENERAL ANESTHESIA IN ORDER TO SAFELY AND EFFECTIVELY PERFORM DENTAL PROCEDURES ON THE PATIENT INVOLVED, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 1206, A BILL TO BE ENTITLED AN ACT PERTAINING TO HEALTH INSURANCE PLAN PRECERTIFICATION REQUIREMENTS FOR MENTAL HEALTH BENEFITS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

By Representative Dedmon for the Committee on Local Government I:

Committee Substitute for **H.B. 605**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CRAVEN COUNTY TO ACQUIRE REAL PROPERTY BY CONDEMNATION FOR CONVENTION CENTER PURPOSES AND TO ACQUIRE THE FEE OR ANY LESSER INTEREST, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 800, A BILL TO BE ENTITLED AN ACT RELATING TO INVESTMENT OF HEALTH TRUST FUND MONIES BY THE COUNTY OF DURHAM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 28.

H.B. 872, A BILL TO BE ENTITLED AN ACT TO EXEMPT DARE COUNTY FROM CERTAIN REQUIREMENTS FOR PUBLIC CONTRACTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 28.

By Representative Sutton for the Committee on Judiciary III:

H.B. 1027, A BILL TO BE ENTITLED AN ACT TO ALLOW THE STOCKING OF ANIMALS BY CERTAIN PERSONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 28.

H.B. 1184, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MEMBERS OF A HOSPITAL AUTHORITY BOARD ARE A PUBLIC BODY AND HAVE THE RIGHT TO SUE AND BE SUED, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 1240, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE PUBLIC DUTY DOCTRINE FOR TORT CLAIMS AGAINST STATE DEPARTMENTS AND AGENCIES, with an unfavorable report.

The bill is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 1286,** A BILL TO BE ENTITLED AN ACT TO MODIFY THE EXEMPTION FROM THE "MASS GATHERINGS" STATUTE, with a favorable report as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 28. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representatives Goodwin and Adams, Chairs, for the Committee on Highway Safety:

H.B. 1054, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL ACTIVITY BUSES TO STOP AT ALL RAILROAD CROSSINGS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 28.

By Representatives Warner and Yongue, Chairs, for the Committee on Education:

H.B. 1101, A BILL TO BE ENTITLED AN ACT TO PROVIDE BONUSES UNDER THE ABCs OF EDUCATION PROGRAM TO NONCERTIFIED PUBLIC SCHOOL EMPLOYEES, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Hackney for the Committee on Judiciary I:

H.B. 1048, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA RULES OF CIVIL PROCEDURE TO PROVIDE THAT NOTICE OF THE MANNER OF SERVICE OF PROCESS SHALL BE FILED WHEN SERVICE IS MADE OTHER THAN BY PERSONAL DELIVERY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 28.

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 843, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF ORANGE COUNTY TO REQUIRE BY ORDINANCE CERTAIN NOTICE OF PESTICIDE APPLICATION, TO AUTHORIZE ORANGE COUNTY TO REGULATE BY ORDINANCE THE EMISSION OF POLLUTANTS OR CONTAMINANTS, AND TO AUTHORIZE THE TOWN OF CHAPEL HILL TO REGULATE THE TIMING, NUMBER, AND SIZE OF PRIVATE DEVELOPMENT PROJECTS UNDER CONSTRUCTION WITHIN A SPECIFIED WATERSHED, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 898, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE USE OF CERTAIN SAFETY EQUIPMENT BY CHILDREN WHILE THEY ARE BICYCLE OPERATORS OR PASSENGERS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 985, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE LAW REGARDING STATE LEASES OF PROPERTY IN UNIQUE OR PREDETERMINED LOCATIONS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 1195, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE COMMISSION ON CHILDREN WITH SPECIAL NEEDS, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

H.B. 1000, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA ADDICTION RESEARCH AUTHORITY, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Smith for the Committee on Public Utilities:

H.B. 1032, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNDERGROUND DAMAGE PREVENTION ACT, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

By Representative Braswell for the Committee on Judiciary II:

H.B. 1279, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF FINANCIAL IDENTITY FRAUD AND TO AUTHORIZE PERSONS WHOSE IDENTIFYING INFORMATION WAS FRAUDULENTLY USED TO INSTITUTE A CIVIL ACTION FOR DAMAGES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

By Representative Hackney for the Committee on Judiciary I:

H.B. 1200, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE FREE FLOW OF INFORMATION TO THE PEOPLE OF NORTH CAROLINA BY CODIFYING THE JOURNALISTS' TESTIMONIAL

PRIVILEGE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 1245, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIME OF THIRD-DEGREE SEXUAL OFFENSE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Hardaway, Clary, Fox, Gillespie, Hunter, Hurley, Melton, Morris, and Sherrill:

H.B. 1344, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA LEAD REGIONAL ORGANIZATIONS, is referred to the Committee on Appropriations.

By Representatives Easterling, Alexander, Allen, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Buchanan, Cansler, Carpenter, Church, Clary, Cole, Culpepper, Cunningham, Eddins, Edwards, Esposito, Fox, Gardner, Hardaway, Hensley, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCrary, McLawhorn, Melton, Morris, Mosley, Nye, Oldham, Rayfield, Redwine, Rogers, Starnes, Sutton, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warren, C. Wilson, Womble, and Yongue:

H.B. 1345, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE ESTABLISHMENT OF HEALTHY CAROLINIAN PARTNERSHIP INITIATIVES IN EACH COUNTY, is referred to the Committee on Appropriations.

By Representative McCombs:

H.B. 1346, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ROWAN-CABARRUS COMMUNITY COLLEGE'S BUILDING 100 RENOVATION PROJECT, is referred to the Committee on Appropriations.

By Representatives Hurley, Kinney, and Warner (Primary Sponsors); McAllister, Morris, Nye, and Yongue:

H.B. 1347, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE FAYETTEVILLE-CUMBERLAND COUNTY SENIOR CITIZENS CENTER, is referred to the Committee on Appropriations.

By Representatives Howard, Gardner, Berry, and Fitch (Primary Sponsors):

H.B. 1348, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A FIVE-COUNTY PILOT PROGRAM TO PROVIDE ENHANCED SUPPORT SERVICES FOR WORK FIRST FAMILIES, is referred to the Committee on Appropriations.

By Representatives Miller, Church, and Smith (Primary Sponsors); Adams, Alexander, Allen, Baddour, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Buchanan, Cole, Cox, Crawford, Culpepper, Cunningham, Dedmon, Earle, Easterling, Edwards, Fitch, Fox, Gibson, Goodwin, Hackney, Haire, Hardaway, Hensley, Hill, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Luebke, McAllister, McCrary, McLawhorn, Melton, Michaux, Miner, Moore, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Ramsey, Redwine, Rogers, Sherrill, Sutton, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, Womble, Wright, and Yongue:

H.J.R. 1349, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF SAMUEL JAMES ERVIN, IV MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, is referred to the Committee on Public Utilities.

By Representatives Brubaker, Fitch, McAllister, and Berry (Primary Sponsors):

H.B. 1350, A BILL TO BE ENTITLED AN ACT TO ELIMINATE WASTE AND DUPLICATION IN STATE FUNDING OF REGIONAL DEVELOPMENT, is referred to the Committee on Appropriations.

By Representatives Brubaker, Berry, Hunter, and Adams (Primary Sponsors):

H.B. 1351, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR BEST ECONOMIC ENHANCEMENTS FOR TIER ONE ENTERPRISE AREAS, is referred to the Committee on Appropriations.

By Representatives Easterling and McMahan (Primary Sponsors); Alexander, Bonner, Bridgeman, Cunningham, Earle, Rayfield, Saunders, Sutton, and Yongue:

H.B. 1352, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE CHARLOTTE REPERTORY THEATRE, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

S.B. 247, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE PRESCRIBED BURNING FOR FORESTRY AND WILDLIFE PURPOSES UNDER CERTAIN CONDITIONS, is read the first time and referred to the Committee on Judiciary I.

S.B. 290, A BILL TO BE ENTITLED AN ACT TO AMEND THE LOBBYING LAW, is read the first time and referred to the Committee on Ways and Means.

Committee Substitute for **S.B. 297,** A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AND OTHER CHANGES REGARDING LIMITED PARTNERSHIPS AND THE NORTH CAROLINA REVISED UNIFORM LIMITED PARTNERSHIP ACT, TO CLARIFY THE LIMIT OF LIABILITY IN PROFESSIONAL ORGANIZATIONS, TO PROVIDE FOR THE REGISTRATION OF FOREIGN LIMITED LIABILITY PARTNERSHIPS, AND TO REQUIRE ANNUAL REPORTS BY LIMITED LIABILITY PARTNERSHIPS, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 314,** A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF MINERAL SPRINGS, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 338,** A BILL TO BE ENTITLED AN ACT TO GIVE CLASSROOM EXPERIENCE TO PROFESSIONAL

PUBLIC SCHOOL EMPLOYEES WHO ARE NOT CLASSROOM TEACHERS, is read the first time and referred to the Committee on Education.

S.B. 345, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT RECONSIDERATION AND APPEAL OF UTILIZATION REVIEW NONCERTIFICATION BE EVALUATED BY MEDICAL DOCTORS LICENSED TO PRACTICE IN THIS STATE, is read the first time and referred to the Select Committee on Health Care Delivery.

S.B. 368, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO CONSTRUCT ACCESS TO RIVERS AND STREAMS, is read the first time and referred to the Committee on Transportation.

S.B. 385, A BILL TO BE ENTITLED AN ACT TO ALLOW THE MOORE COUNTY BOARD OF EDUCATION TO PERMIT THE USE OF PUBLIC SCHOOL ACTIVITY BUSES TO SERVE THE TRANSPORTATION NEEDS OF THE U. S. OPEN GOLF TOURNAMENT, is read the first time and referred to the Committee on Ways and Means.

S.B. 583, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM, is read the first time and referred to the Committee on Pensions and Retirement.

S.B. 620, A BILL TO BE ENTITLED AN ACT TO ALLOW PROFESSIONAL CORPORATIONS TO BE FORMED BETWEEN ANY PHYSICIAN AND CERTAIN NURSING SPECIALISTS, SOCIAL WORKERS, AND COUNSELORS, is read the first time and referred to the Select Committee on Health Care Delivery.

S.B. 625, A BILL TO BE ENTITLED AN ACT TO REPEAL AN OBSOLETE SECTION OF THE CHARTER OF THE CITY OF DURHAM REGARDING THE PRIVILEGE LICENSE TAX YEAR, is read the first time and referred to the Committee on Local Government II.

S.B. 701, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF DURHAM TO PROHIBIT DISCRIMINATION IN EMPLOYMENT, PUBLIC ACCOMMODATIONS, AND HOUSING BASED ON CRITERIA IN ADDITION TO RACE, COLOR, NATIONAL ORIGIN, RELIGION, SEX, DISABILITY, AND AGE, AND TO PRESCRIBE THE PROCEDURE FOR THE ADOPTION OF ANY SUCH ORDINANCE, is read the first time and referred to the Committee on Local Government I.

S.B. 702, A BILL TO BE ENTITLED AN ACT TO ALLOW RESTORATION OF ZONING AUTHORITY OF THE TOWN OF MATTHEWS AS TO CERTAIN PROPERTY IF MECKLENBURG COUNTY DISPOSES OF IT, is read the first time and referred to the Committee on Local Government I.

Committee Substitute for **S.B. 705,** A BILL TO BE ENTITLED AN ACT TO ASSIST THE JOHNSTON COUNTY BOARD OF EDUCATION WITH THE EXPEDITING OF PUBLIC SCHOOL FACILITIES, is read the first time and referred to the Committee on Local Government I.

Committee Substitute for **S.B. 732,** A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF CHIROPRACTIC EXAMINERS TO ASSESS LICENSEES CERTAIN COSTS AND LIMITING THE OWNERSHIP OF CHIROPRACTIC PRACTICES TO PERSONS LICENSED AS CHIROPRACTORS, is read the first time and referred to the Committee on Health.

S.B. 766, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN PROVISIONS IN THE INSURANCE LAW APPLICABLE TO HOSPITAL, MEDICAL, AND DENTAL SERVICE CORPORATIONS AND TO HEALTH MAINTENANCE ORGANIZATIONS, is read the first time and referred to the Committee on Insurance.

S.B. 769, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ESSENTIAL ELEMENTS OF THE FELONY OFFENSE OF LARCENY OF GINSENG, is read the first time and referred to the Committee on Judiciary III.

S.B. 776, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE LAW EXEMPTING CERTAIN GOVERNMENTAL ENTITIES FROM STATE PURCHASE AND CONTRACT REQUIREMENTS, is read the first time and referred to the Committee on Ways and Means.

S.J.R. 795, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, is read the first time and referred to the Committee on Education.

Committee Substitute for **S.B. 872,** A BILL TO BE ENTITLED AN ACT TO AMEND THE NATURAL AND SCENIC RIVERS ACT OF 1971 TO REMOVE THE LIMIT ON THE AMOUNT OF ACREAGE THE STATE MAY ACQUIRE FOR INCLUSION IN THE NEW RIVER SCENIC RIVER AREA OF THE NORTH CAROLINA NATURAL AND

SCENIC RIVERS SYSTEM, is read the first time and referred to the Committee on Environment and Natural Resources.

Committee Substitute for **S.B. 898**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF DAYS WITHIN WHICH A BOARD OF EDUCATION MUST HOLD A TEACHER DISMISSAL HEARING, TO CLARIFY THAT THE SUPERINTENDENT'S DESIGNEE MAY BE PRESENT AT THE CASE MANAGER HEARING, TO ALLOW TIME FOR THE SUPERINTENDENT TO OBTAIN A COPY OF THE CASE MANAGER TRANSCRIPT, TO DECREASE THE NUMBER OF DAYS WITHIN WHICH THE SUPERINTENDENT MUST PROVIDE A LIST OF WITNESSES FOR A BOARD HEARING ON A REDUCTION IN FORCE, TO CHANGE THE DATE WHEN LOCAL BOARDS MUST NOTIFY TEACHERS WHETHER THEIR PROBATIONARY CONTRACTS HAVE BEEN RENEWED, TO REPEAL THE PROFESSIONAL PRACTICES BOARD, AND TO LIMIT THE NONINSTRUCTIONAL DUTIES ASSIGNED TO TEACHERS, is read the first time and referred to the Committee on Education.

S.B. 927, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES NECESSITATED BY CHANGES IN FEDERAL LAW TO THE GENERAL STATUTES CONCERNING SERVICES FOR THE BLIND AND TO MAKE TECHNICAL CHANGES, is read the first time and referred to the Committee on Ways and Means.

S.B. 998, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT MEMBERS APPOINTED TO THE CANCER CONTROL ADVISORY COMMITTEE FOR INITIAL TWO-YEAR TERMS MAY EACH BE REAPPOINTED FOR ONE ADDITIONAL FOUR-YEAR TERM, is read the first time and referred to the Committee on Health.

S.B. 1159, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CIRCUMSTANCES UNDER WHICH THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES MAY ALLOW THE USE OF LAND-USE RESTRICTIONS TO PROTECT PUBLIC HEALTH AT CONTAMINATED SITES, is read the first time and referred to the Committee on Environment and Natural Resources.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair pursuant to Rule 36(b)(2), **H.B. 678**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EQUAL TREATMENT FOR ACUPUNCTURISTS WITH RESPECT TO INSURANCE REIMBURSEMENT, is withdrawn from the Calendar pursuant to Rule 36(b)

and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 996**, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH CARE PROVIDERS PERFORMING SPINAL MANIPULATION TO ATTAIN MINIMUM HOURS OF CLASSROOM INSTRUCTION AND SUPERVISED CLINICAL TRAINING.

The bill, as amended, passes its second reading, by electronic vote (88-18), and there being no objection is read a third time.

Representatives Carpenter, Allred, Arnold, McComas, Womble, Esposito, and Warren request and are granted permission to change their vote from "no" to "aye". Representatives Bowie and Setzer request and are granted permission to be recorded as voting "aye". Representatives Decker and Davis request and are granted permission to be recorded as voting "no". The adjusted vote total is (98-12).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 14**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CHANGES TO REGULATIONS REGARDING CEMETERIES TO PROVIDE FOR CONSUMER PROTECTION, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S STUDY COMMITTEE ON CEMETERY ISSUES.

Representative Blue offers Amendment No. 1 which is adopted by electronic vote (115-0).

The bill, as amended, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 1043**, A BILL TO BE ENTITLED AN ACT TO ELIMINATE BROWN-BAGGING PERMITS.

On motion of Representative Fitch, Rule 10(b) is suspended, by electronic vote (93-22), in order that Representative Hensley might continue his debate on the bill.

The bill fails to pass its second reading by electronic vote (34-83).

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Health:

H.B. 1118, A BILL TO BE ENTITLED AN ACT TO LIMIT LIABILITY WHEN A PERSON USES AN AUTOMATED EXTERNAL DEFIBRILLATOR TO RENDER EMERGENCY TREATMENT TO SAVE THE LIFE OF A PERSON IN CARDIAC ARREST, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 1258, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FACILITIES THAT ARE INCLUDED IN THE HEALTH CARE PERSONNEL REGISTRY; TO PROVIDE THAT GRIEVANCES PERTAINING TO THE HEALTH CARE PERSONNEL REGISTRY FILED BY STATE EMPLOYEES SHALL BE IN ACCORDANCE WITH STATE PERSONNEL PROCEDURES; AND TO REQUIRE THAT EMPLOYERS AT HEALTH CARE FACILITIES ACCESS THE HEALTH CARE PERSONNEL REGISTRY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

By Representative Hurley for the Committee on Insurance:

H.B. 314, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH AND ACCIDENT INSURANCE POLICIES, HOSPITAL OR

MEDICAL SERVICES PLANS, AND HMO PLANS TO PROVIDE COVERAGE FOR BONE MASS MEASUREMENT FOR THE DIAGNOSIS AND EVALUATION OF OSTEOPOROSIS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 1126, A BILL TO BE ENTITLED AN ACT TO PROHIBIT NONCOMPETITION CLAUSES IN MEDICAL PROVIDER CONTRACTS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.B. 694, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF AYDEN, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 1188, A BILL TO BE ENTITLED AN ACT TO REQUIRE MEDICAL INSTITUTIONS AND UNIVERSITY HOSPITALS THAT RECEIVE STATE FUNDS TO INCLUDE WOMEN AS SUBJECTS IN MEDICAL RESEARCH PROJECTS, AS APPROPRIATE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 28.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair and without objection, Committee Substitute for **H.B. 605**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CRAVEN COUNTY TO ACQUIRE REAL PROPERTY BY CONDEMNATION FOR CONVENTION CENTER PURPOSES AND TO ACQUIRE THE FEE OR ANY LESSER INTEREST, is withdrawn from

the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Finance.

On motion of the Chair, the House recesses at 6:10 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.B. 938, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ONLY THE STATE MAY BRING CERTAIN CIVIL ACTIONS AGAINST FIREARMS OR AMMUNITION MARKETERS, MANUFACTURERS, DISTRIBUTORS, DEALERS, SELLERS, OR TRADE ASSOCIATIONS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on today's Calendar for immediate consideration. The original bill is placed on the Unfavorable Calendar.

The bill passes its second reading, by electronic vote (93-23), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 411, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF ROCKINGHAM COUNTY, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Judiciary III.

The committee substitute bill is re-referred to the Committee on Judiciary III. The original bill is placed on the Unfavorable Calendar. The committee substitute changes the bill from local to public.

H.B. 1002, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS AFFECTING THE ENVIRONMENT AND NATURAL RESOURCES, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Environment and Natural Resources.

The committee substitute bill is re-referred to the Committee on Environment and Natural Resources. The original bill is placed on the Unfavorable Calendar.

By Representatives Warner and Yongue, Chairs, for the Committee on Education:

H.B. 517, A BILL TO BE ENTITLED AN ACT REGARDING THE COMPUTATION OF DROPOUT RATES FOR THE ABCs PROGRAM, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

CALENDAR (continued)

H.R. 752, A HOUSE RESOLUTION URGING CONGRESS TO DESIGNATE APRIL 30 AS CHILDREN'S DAY, passes its second reading.

The resolution is adopted, by electronic vote (98-0), and ordered printed.

H.B. 855, A BILL TO BE ENTITLED AN ACT ALLOWING THE TOWN OF KINGS MOUNTAIN WITH THE APPROVAL OF THE CLEVELAND AND GASTON COUNTY BOARDS OF COMMISSIONERS TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM THE TOWN'S CORPORATE LIMITS, passes its third reading by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp,

Culpepper, Cunningham, Davis, Decker, Dedmon, Easterling, Eddins, Esposito, Fitch, Fox, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Kinney, Kiser, McComas, McCombs, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 99.

Voting in the negative: Representative Ellis.

Excused absences: Representatives Gray, Luebke, and Thompson - 3.

Committee Substitute for **H.B. 846**, A BILL TO BE ENTITLED AN ACT ALLOWING THE TOWN OF FARMVILLE TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM ITS LIMITS, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Davis, Decker, Dedmon, Dockham, Easterling, Eddins, Edwards, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hurley, Insko, Jarrell, Justus, Kinney, Kiser, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 105.

Voting in the negative: Representative Ellis.

Excused absences: Representatives Gray, Luebke, and Thompson - 3.

Committee Substitute for **H.B. 867**, A BILL TO BE ENTITLED AN ACT EXEMPTING THE CITY OF WILSON FROM CERTAIN SATELLITE ANNEXATION REQUIREMENTS, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Davis, Decker, Dedmon, Dockham, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 109.

Voting in the negative: None.

Excused absences: Representatives Gray, Luebke, and Thompson - 3.

Committee Substitute for **H.B. 677**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRAHAM, HAYWOOD, JACKSON, MADISON, POLK, AND SWAIN COUNTIES TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY.

On motion of Representative Carpenter, the bill is temporarily displaced.

Committee Substitute for **H.B. 880**, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE COMPETITIVE BID PROCESS IN ALAMANCE COUNTY FOR CITY, COUNTY, AND PUBLIC SCHOOL PROJECTS OF FIVE HUNDRED THOUSAND DOLLARS OR LESS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 471**, A BILL TO BE ENTITLED AN ACT AMENDING THE CHARTERS OF THE TOWNS OF STOKESDALE, SUMMERFIELD, PLEASANT GARDEN, AND OAK RIDGE TO EXEMPT AGRICULTURAL LAND USES WITHIN THOSE JURISDICTIONS FROM ZONING, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 677**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE GRAHAM, HAYWOOD, JACKSON, MADISON, POLK, AND SWAIN COUNTIES TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY, which was temporarily displaced, is before the Body.

Representative Carpenter offers Amendment No. 1 which is adopted. This amendment changes the title.

The bill, as amended, passes its second reading.

The caption having been amended, the bill remains on the Calendar.

H.B. 930, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO MAKE CONSISTENT THE QUALIFICATIONS FOR ELECTIVE OFFICE SO THAT QUALIFIED VOTERS UNDER TWENTY-ONE MAY SERVE UNLESS THE CONSTITUTION OTHERWISE PROHIBITS, passes its third reading by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Arnold, Baddour, Barbee, Barefoot, Berry, Blue, Bonner, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 112.

Voting in the negative: Representatives Allred, Baker, and Bowie - 3.

Excused absences: Representatives Daughtry, Gray, Luebke, Sherrill, and Thompson - 5.

Committee Substitute for **H.B. 120**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE PROCEDURES FOR NOTIFYING OWNERS AND ADVERTISING TAX LIENS ON REAL PROPERTY, passes its third reading by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Crawford, Creech, Culp, Culpepper, Cunningham, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 114.

Voting in the negative: Representative Cox.

Excused absences: Representatives Daughtry, Gray, Luebke, Sherrill, and Thompson - 5.

H.B. 899, A BILL TO BE ENTITLED AN ACT AMENDING CERTAIN REQUIREMENTS FOR LICENSURE OF REAL ESTATE BROKERS AND SALESMEN, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent,

Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 115.

Voting in the negative: None.

Excused absences: Representatives Daughtry, Gray, Luebke, and Thompson - 4.

Representative Yongue requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (115-0).

H.B. 302, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO CHILD SUPPORT ENFORCEMENT.

The bill, as amended, passes its third reading, by electronic vote (116-0), and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 968, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROCEDURES CONCERNING FINAL ADMINISTRATIVE DECISIONS IN CONTESTED CASES HEARD BY THE OFFICE OF ADMINISTRATIVE HEARINGS.**

Representative Russell offers Amendment No. 1 which fails of adoption by electronic vote (31-84).

The bill passes its second reading by electronic vote (99-17).

Representative Hackney objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 975, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT SERVICES PROVIDED THROUGH THE STATEWIDE AUTOMATED VICTIM ASSISTANCE AND NOTIFICATION SYSTEM ARE SUBJECT TO THE EXEMPTIONS FROM DAMAGE CLAIMS AND OTHER GROUNDS FOR RELIEF PROVIDED FOR BY THE VICTIMS' RIGHTS ACT,** passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1088, A BILL TO BE ENTITLED AN ACT TO IMPROVE AND MODERNIZE THE TORRENS LAND TITLE REGISTRATION

PROCEDURES OF THE STATE, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1202, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A CHILD IS DEEMED UNINSURED FOR PURPOSES OF HEALTH INSURANCE UNDER HEALTH CHOICE IF THE CHILD'S PARENT FAILS TO COMPLY WITH COURT-ORDERED HEALTH INSURANCE, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 316**, A BILL TO BE ENTITLED AN ACT TO ENCOURAGE PRESCRIBED BURNING FOR FORESTRY AND WILDLIFE PURPOSES UNDER CERTAIN CONDITIONS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1022**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE UNLAWFUL USE OF A DRIVERS LICENSE, A LEARNER'S PERMIT, OR A SPECIAL IDENTIFICATION CARD ISSUED BY THE DIVISION OF MOTOR VEHICLES.

On motion of Representative Allen and without objection, the bill is temporarily displaced.

Committee Substitute for **H.B. 1133**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INSURER PROVIDING A HEALTH BENEFIT PLAN IS LIABLE FOR DAMAGES FOR HARM TO ITS INSURED OR ENROLLEES CAUSED BY THE INSURER'S FAILURE TO EXERCISE ORDINARY CARE.

Representative Cox requests that he be excused from voting on this bill to avoid the perception of a conflict of interest due to being in the insurance business, under Rule 24.1A and this request is granted.

Representative Pope moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Insurance. The motion fails by electronic vote (53-60).

The bill passes its second reading by electronic vote (74-40).

Representative Pope objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 786**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR ENHANCED PUNISHMENTS FOR FELONY DEATH BY VEHICLE WHILE OPERATING A COMMERCIAL VEHICLE FOR CERTAIN OFFENSES.

Representative Haire offers Amendment No. 1 which is adopted by electronic vote (105-7).

The bill fails to pass its second reading by electronic vote (30-84).

Committee Substitute for **H.B. 1022**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE UNLAWFUL USE OF A DRIVERS LICENSE, A LEARNER'S PERMIT, OR A SPECIAL IDENTIFICATION CARD ISSUED BY THE DIVISION OF MOTOR VEHICLES, which was temporarily displaced, is before the Body.

The bill passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1186**, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GOVERNING THE UNEARNED PREMIUM RESERVE OF DOMESTIC TITLE COMPANIES, passes its second reading, by electronic vote (111-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 714, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DIRECT PAYMENT OF CERTIFIED SUBSTANCE ABUSE PROFESSIONALS UNDER HEALTH INSURANCE POLICIES AND PLANS, passes its second reading, by electronic vote (98-12), and there being no objection is read a third time.

Representative Alexander requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (99-12).

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 715**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT UTILIZATION REVIEW CRITERIA FOR SUBSTANCE ABUSE TREATMENT BE CRITERIA ADOPTED BY THE AMERICAN SOCIETY OF ADDICTION MEDICINE (ASAM) OR SIMILAR CRITERIA, passes its second reading, by electronic vote (99-13), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 951, A BILL TO BE ENTITLED AN ACT REQUIRING THAT AT LEAST ONE PERSON WHO IS DIRECTLY ASSISTED BY A PUBLIC HOUSING AUTHORITY BE APPOINTED TO EACH HOUSING AUTHORITY COMMISSION AND REGIONAL HOUSING AUTHORITY COMMISSION IN THE STATE, passes its second reading, by electronic vote (111-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Health:

Committee Substitute for **H.B. 736**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CHANGES TO THE OPTOMETRY LICENSING LAWS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar of April 28. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 1071, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE HANDICAPPED PERSONS PROTECTION ACT, CHAPTER 168A OF THE GENERAL STATUTES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 1149, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A GENERAL CONTRACTOR LICENSE IS REQUIRED FOR THE ERECTION OF A MODULAR BUILDING AND TO PROVIDE A LIMITED EXEMPTION FROM THIS REQUIREMENT FOR CERTAIN MODULAR COMMERCIAL STRUCTURES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 1173, A BILL TO BE ENTITLED AN ACT TO LIMIT DISCLOSURE OF PERSONAL INFORMATION CONTAINED IN APPLICATIONS FOR LICENSES ISSUED BY THE PRIVATE PROTECTIVE SERVICES BOARD AND THE ALARM SYSTEMS LICENSING BOARD AND TO AUTHORIZE THE ALARM SYSTEMS LICENSING BOARD TO ISSUE AN APPRENTICESHIP REGISTRATION PERMIT, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

H.B. 1209, A BILL TO BE ENTITLED AN ACT TO IMPROVE BOATING SAFETY BY AMENDING THE STATE LAW REGULATING PERSONAL WATERCRAFT OPERATION TO CONFORM WITH THE RECOMMENDATIONS OF THE NATIONAL ASSOCIATION OF STATE BOATING LAW ADMINISTRATORS AND TO OTHERWISE IMPROVE PERSONAL WATERCRAFT SAFETY, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of April 28. The original bill is placed on the Unfavorable Calendar.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

S.B. 283, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT TECHNOLOGICAL IMPROVEMENTS IN THE WAY PURCHASING OPPORTUNITIES ARE ADVERTISED, is read the first time and referred to the Committee on Ways and Means.

Committee Substitute for **S.B. 432**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FACILITIES THAT ARE INCLUDED IN THE HEALTH CARE PERSONNEL REGISTRY; AND TO REQUIRE THAT EMPLOYERS AT HEALTH CARE FACILITIES ACCESS THE HEALTH CARE PERSONNEL REGISTRY, is read the first time and referred to the Committee on Health.

Committee Substitute for **S.B. 746**, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA STRUCTURED SETTLEMENT PROTECTION ACT, is read the first time and referred to the Committee on Judiciary I.

S.B. 934, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE HANDICAPPED PERSONS PROTECTION ACT, CHAPTER 168A OF THE GENERAL STATUTES, is read the first time and referred to the Committee on Ways and Means.

Committee Substitute for **S.B. 951**, A BILL TO BE ENTITLED AN ACT TO PROTECT PATIENTS' RIGHTS BY REQUIRING NAME BADGES OR OTHER IDENTIFICATION FOR HEALTH CARE PRACTITIONERS, is read the first time and referred to the Committee on Health.

Committee Substitute for **S.B. 1009**, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE FREE FLOW OF INFORMATION TO THE PEOPLE OF NORTH CAROLINA BY CODIFYING THE JOURNALISTS' TESTIMONIAL PRIVILEGE, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 1047**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE TAKING OF SHELLFISH WITHIN ONE HUNDRED FIFTY FEET OF A PUBLICLY OWNED PIER BENEATH

WHICH THE DIVISION OF MARINE FISHERIES HAS DEPOSITED CULTCH MATERIAL, is read the first time and referred to the Committee on Environment and Natural Resources.

Committee Substitute for **S.B. 1048**, A BILL TO BE ENTITLED AN ACT TO CREATE A GRANTS COMMITTEE TO SET PRIORITIES FOR, REVIEW APPLICATIONS TO, AND AWARD GRANTS UNDER THE FISHERY RESOURCE GRANT PROGRAM AND TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL CHANGES TO THE FISHERY RESOURCE GRANT PROGRAM STATUTE, is read the first time and referred to the Committee on Environment and Natural Resources.

S.J.R. 975, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF SAMUEL JAMES ERVIN, IV MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, is read the first time and referred to the Committee on Public Utilities.

Committee Substitute for **S.B. 761**, A BILL TO BE ENTITLED AN ACT TO REFORM AND MODERNIZE THE ACKNOWLEDGMENT OF CORPORATE REAL PROPERTY INSTRUMENTS AND THE EXECUTION OF REAL PROPERTY INSTRUMENTS GENERALLY, is read the first time and referred to the Committee on Judiciary II.

S.B. 1068, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL LAW ENFORCEMENT AGENCIES TO ACCESS THE CRIMINAL INFORMATION NETWORK TO RUN CRIMINAL BACKGROUND CHECKS ON VOLUNTEERS FOR THE MCGRUFF HOUSES PROGRAM, is read the first time and referred to the Committee on Judiciary III.

Committee Substitute for **S.B. 1127**, A BILL TO BE ENTITLED AN ACT TO CODIFY THE JOINT RESOLUTION DEDICATING PROPERTIES AS PART OF THE STATE NATURE AND HISTORIC PRESERVE, INCLUDING THE CODIFICATION OF NAME CHANGES OF CERTAIN LANDS PREVIOUSLY ACCEPTED INTO THE STATE NATURE AND HISTORIC PRESERVE; TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE; TO CODIFY THESE REMOVALS; AND TO DELETE CERTAIN LANDS FROM THE STATE PARKS SYSTEM, which passed the Senate by a three-fifth's majority vote, is read the first time and referred to the Committee on Environment and Natural Resources.

Committee Substitute for **S.J.R. 1139**, A JOINT RESOLUTION DEDICATING PROPERTIES AS PART OF THE STATE NATURE AND HISTORIC PRESERVE, which passed the Senate by a three-fifth's majority vote, is read the first time and referred to the Committee on Environment and Natural Resources.

RE-REFERRALS

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 1207**, A BILL TO BE ENTITLED AN ACT TO ALLOW INDIVIDUALS EXCLUDED FROM MEMBERSHIP IN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN FOR FILING FRAUDULENT CLAIMS TO BE REINSTATED IN THE PLAN, is withdrawn from the Committee on Judiciary IV and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 1204**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO RESTORE A DRIVERS LICENSE THAT HAS BEEN SUSPENDED DUE TO NONCOMPLIANCE WITH A FOREIGN JUDGMENT UNDER CERTAIN CIRCUMSTANCES, is withdrawn from the Committee on Judiciary IV and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 179**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY BENEFIT TO MEMBERS OF THE WILKESBORO FIREMEN'S SUPPLEMENTAL PENSION FUND, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 1132**, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE PRESERVATION OF FARMLAND, TO PROMOTE SMALL, FAMILY-OWNED FARMS, AND TO CHANGE THE DEFINITION OF SUBDIVISIONS SUBJECT TO REGULATION UNDER CHAPTER 153A OF THE GENERAL STATUTES, is withdrawn from the Committee on Agriculture and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of Representative Culpepper, seconded by Representative Ellis, the House adjourns at 9:00 p.m. to reconvene April 28 at 9:00 a.m.

FIFTY-FOURTH DAY**HOUSE OF REPRESENTATIVES**

Wednesday, April 28, 1999

The House meets at 9:00 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"Gracious God, it is easy to bow our heads and be silent, but it is more difficult to surrender ourselves to true prayer. Forgive us when this quiet moment becomes merely an item on the agenda and not a time to truly seek Your presence. Forgive us when the only invocation that comes from our lips is to consecrate our will as Your will.

"O Lord, like a loving parent You desire a relationship with us. You patiently wait to hear our concerns and meet our needs. You know the path that we should follow and You are ready to guide us along it. O God, speak to our spirits. Give us direction. Turn us toward what's true. Lead us along the paths of righteousness. Conform our will to Your will, our vision to Your vision, our heart to Your heart.

"Make us one with You, Loving Father. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 27 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (100-0).

Leaves of absence are granted Representatives Arnold and Church for today. Representatives Gray, Thompson, and Jarrell are excused for a portion of the session.

ENROLLED BILL

The following bill is duly ratified and presented to the Governor:

S.B. 273, AN ACT TO REQUIRE ALL FACILITIES AND PROVIDERS THAT DETECT, DIAGNOSE, OR TREAT CANCER PATIENTS TO REPORT CANCER CASES TO THE CANCER CONTROL REGISTRY.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Culp and Brubaker:

H.B. 1353, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TWO VOCATIONAL REHABILITATION POSITIONS IN RANDOLPH COUNTY AND TO APPROPRIATE FUNDS FOR VOCATIONAL REHABILITATION SERVICES, is referred to the Committee on Appropriations.

By Representatives Dockham and Esposito (Primary Sponsors); Adams, Barbee, Bowie, Brubaker, Culp, Culpepper, Daughtry, Grady, Holmes, McMahan, Mitchell, Moore, Morris, Preston, Rogers, Sexton, Smith, and C. Wilson:

H.B. 1354, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE FINANCIAL ASSISTANCE TO WAKE FOREST UNIVERSITY MEDICAL SCHOOL, is referred to the Committee on Appropriations.

By Representatives Church and Gillespie (Primary Sponsors); Alexander, Allen, Arnold, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Brown, Brubaker, Buchanan, Clary, Cole, Cox, Crawford, Culp, Cunningham, Daughtry, Davis, Dedmon, Dockham, Esposito, Goodwin, Grady, Gulley, Hackney, Hardaway, Hensley, Hiatt, Hill, Hunter, Hurley, Insko, Justus, Kinney, Kiser, McAllister, McCombs, McLawhorn, McMahan, Melton, Mitchell, Morris, Preston, Ramsey, Rayfield, Rogers, Setzer, Sexton, Smith, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, G. Wilson, Womble, Wright, and Yongue:

H.B. 1355, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, DIVISION OF PARKS AND RECREATION, FOR ACQUISITION OF ADDITIONAL PARKLANDS AT LAKE JAMES STATE PARK, is referred to the Committee on Appropriations.

By Representatives Russell and Morris:

H.B. 1356, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PLANT OPERATION SECTION OF

THE DEPARTMENT OF PUBLIC INSTRUCTION, is referred to the Committee on Appropriations.

By Representatives Allred, Church, Gulley, Hill, Kiser, Morris, and Rayfield:

H.B. 1357, A BILL TO BE ENTITLED AN ACT TO REFUND THE UNCONSTITUTIONAL INTANGIBLES TAX PAID ON STOCK FOR THE 1990 THROUGH 1994 TAX YEARS WITH INTEREST, is referred to the Committee on Finance.

By Representatives Allred, Church, Gulley, Hill, Kiser, and Rayfield:

H.B. 1358, A BILL TO BE ENTITLED AN ACT TO ALLOW AN INDIVIDUAL INCOME TAX CREDIT OF UP TO FIFTY DOLLARS FOR CERTAIN CAMPAIGN CONTRIBUTIONS, is referred to the Committee on Finance.

By Representatives Allred, Church, Kiser, and Mosley:

H.B. 1359, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE INSTALLATION OF SEAT BELTS ON SCHOOL BUSES TRANSPORTING CHILDREN AT SPEEDS OF MORE THAN THIRTY-FIVE MILES PER HOUR AND TO REQUIRE THE STATE BOARD OF EDUCATION TO PAY THE ADDITIONAL COSTS FOR SEAT BELTS ON ALL NEW SCHOOL BUSES THAT WILL BE USED IN THIS MANNER, is referred to the Committee on Appropriations.

By Representatives Jeffus and Barefoot (Primary Sponsors); Adams, Alexander, Allen, Baddour, Bonner, Bowie, Braswell, Bridgeman, Church, Cox, Crawford, Culpepper, Dedmon, Earle, Fox, Gibson, Goodwin, Hackney, Haire, Hardaway, Hensley, Horn, Hunter, Hurley, Insko, Jarrell, McLawhorn, McMahan, Miller, Miner, Moore, Morris, Mosley, Owens, Ramsey, Rayfield, Saunders, Sutton, Thomas, Tolson, Tucker, Warner, Warren, Womble, and Yongue:

H.B. 1360, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA MUSEUM OF ART, is referred to the Committee on Appropriations.

By Representatives Jeffus and Adams (Primary Sponsors); Blue, Bowie, Boyd-McIntyre, Brubaker, Dockham, Esposito, Fitch, Hackney, Hunter, Jarrell, McAllister, McCrary, McMahan, Mitchell, Mosley, Oldham, Sexton, and Womble:

H.B. 1361, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE GREENSBORO CHILDREN'S MUSEUM, is referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Committee Substitute for **S.B. 34**, A BILL TO BE ENTITLED AN ACT TO PERMIT THE TEMPORARY WAIVER OF CERTAIN RULES AND TO PROVIDE IMMUNITY FROM LIABILITY FOR CERTAIN LICENSED HEALTH CARE FACILITIES THAT PROVIDE TEMPORARY SHELTER OR SERVICES DURING DISASTERS AND EMERGENCIES, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 288**, A BILL TO BE ENTITLED AN ACT TO EXTEND NORTH CAROLINA'S "LONG ARM JURISDICTION" STATUTE TO INCLUDE SENDERS OF UNSOLICITED ELECTRONIC BULK COMMERCIAL MAIL AND TO MAKE THE SENDING OF UNSOLICITED ELECTRONIC BULK COMMERCIAL MAIL UNLAWFUL IN THIS STATE, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 325**, A BILL TO BE ENTITLED AN ACT TO MAKE CORRECTIONS AND CONFORMING CHANGES RELATING TO TAXATION OF CONTINUING CARE RETIREMENT HOMES, is read the first time and referred to the Committee on Finance.

S.B. 331, A BILL TO BE ENTITLED AN ACT TO REQUIRE REGISTRATION AS A SEX OFFENDER FOR CERTAIN ADDITIONAL OFFENSES, is read the first time and referred to the Committee on Judiciary III.

Committee Substitute for **S.B. 370**, A BILL TO BE ENTITLED AN ACT CLARIFYING WHEN WITNESS STATEMENTS OBTAINED PURSUANT TO THE ENFORCEMENT OF THE OCCUPATIONAL SAFETY AND HEALTH ACT MAY BE RELEASED, is read the first time and referred to the Committee on Ways and Means.

S.B. 419, A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALER TRANSFER RIGHTS, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 468**, A BILL TO BE ENTITLED AN ACT CONCERNING CORNER LOT ASSESSMENT EXEMPTIONS BY THE CITY OF WINSTON-SALEM AND FORSYTH COUNTY, is read the first time and referred to the Committee on Finance.

S.B. 527, A BILL TO BE ENTITLED AN ACT TO PERMIT LOCAL AUTHORITIES TO PREEMPT TRAFFIC SIGNALS OR SEMAPHORES ON STATE HIGHWAYS IN EMERGENCY SITUATIONS, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 594**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAWS ON TITLE INSURANCE RATE MAKING, COMMERCIAL GENERAL LIABILITY POLICY EXTENDED REPORTING, AND INSURANCE FRAUD; TO MAKE A TECHNICAL CORRECTION IN THE LITTERING LAW; TO PROVIDE FOR UNIFORM APPLICATION OF NEW LAWS TO HEALTH BENEFIT PLANS; TO AMEND THE LAW GOVERNING CEASE AND DESIST ORDERS FOR UNAUTHORIZED INSURERS, TO ALLOW LICENSING OF A FOREIGN OR ALIEN INSURER TO BE DELAYED UNDER CERTAIN CIRCUMSTANCES, TO AMEND THE LAW GOVERNING AN INSURER'S ACKNOWLEDGEMENT OF A CLAIM, AND TO PROVIDE THAT POLICIES WRITTEN BY SURETY BONDSMEN ARE SUBJECT TO THE LAW GOVERNING THE USE OF DEPOSITS FOR UNPAID LIABILITIES, is read the first time and referred to the Committee on Insurance.

Committee Substitute for **S.B. 614**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE IMMUNIZATION LAWS PERTAINING TO ADMINISTRATION AND REPORTING OF IMMUNIZATIONS, CERTIFICATES OF IMMUNIZATIONS RECEIVED IN OTHER STATES, SUBMISSION OF IMMUNIZATION CERTIFICATES TO CHILD CARE FACILITIES AND SCHOOL AUTHORITIES, AND TO MAKE OTHER TECHNICAL CHANGES TO THE IMMUNIZATION STATUTES, is read the first time and referred to the Committee on Public Health.

S.B. 637, A BILL TO BE ENTITLED AN ACT TO EXPAND THE LAW OF ASSAULT TO PROTECT SCHOOL PERSONNEL AND SCHOOL VOLUNTEERS, is read the first time and referred to the Committee on Judiciary III.

S.B. 694, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF RIMERTOWN SUBJECT TO A REFERENDUM, which passed the Senate by a three-fifth's majority vote, is read the first time and referred to the Committee on Finance.

S.B. 758, A BILL TO BE ENTITLED AN ACT TO ALLOW MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM TO PURCHASE CERTAIN PART-TIME SERVICE RENDERED WHILE FULL-TIME STUDENTS, is read the first time and referred to the Committee on Pensions and Retirement.

S.B. 772, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CREATION OF MUNICIPAL SERVICE DISTRICTS IN CERTAIN CITIES FOR URBAN AREA REVITALIZATION PROJECTS, is read the first time and referred to the Committee on Economic Growth and Community Development.

S.B. 773, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TIME FOR ACTION ON REMAND FOLLOWING COURT REVIEW OF ANNEXATIONS ORDINANCES, is read the first time and referred to the Committee on Judiciary II.

S.B. 787, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO STUDY THE NEED FOR RECONSTRUCTING OVERPASSES TO REDUCE OR ELIMINATE THE POSSIBILITY OF THROWING OBJECTS FROM THEM, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 789**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CHANGES TO THE NOTICE TO BE GIVEN UPON THE SALE, LEASE, OR EXCHANGE OF THE ASSETS OF A CHARITABLE OR RELIGIOUS NONPROFIT CORPORATION UNDER THE NONPROFIT CORPORATION ACT, is read the first time and referred to the Committee on Judiciary II.

S.B. 800, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE NORTH CAROLINA COURT OF APPEALS TO CONDUCT EN BANC PROCEEDINGS, is read the first time and referred to the Committee on Judiciary IV.

Committee Substitute for **S.B. 812**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A FOOD OR RETAIL BUSINESS THAT HOLDS AN ABC PERMIT AND IS LOCATED IN AN URBAN REDEVELOPMENT AREA SHALL NOT HAVE ALCOHOLIC BEVERAGE SALES IN EXCESS OF FIFTY PERCENT OF THE BUSINESS'S TOTAL ANNUAL SALES, is read the first time and referred to the Committee on Alcoholic Beverage Control.

Committee Substitute for **S.B. 877**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN MEMBERS OF THE NORTH CAROLINA NATIONAL GUARD AND NORTH CAROLINA STATE GUARD ARE EMPLOYEES SUBJECT TO THE WORKERS' COMPENSATION ACT, is read the first time and referred to the Committee on Ways and Means.

S.B. 885, A BILL TO BE ENTITLED AN ACT CLARIFYING THE AUTHORITY OF THE STATE AUDITOR TO EXAMINE STATE EMPLOYEE PERSONNEL RECORDS, is read the first time and referred to the Committee on State Personnel.

S.B. 888, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING CONTROLLED SUBSTANCES, is read the first time and referred to the Committee on Judiciary I.

S.B. 915, A BILL TO BE ENTITLED AN ACT TO CREATE A TOBACCO RESERVE FUND FOR TOBACCO PRODUCT MANUFACTURERS NOT PARTICIPATING IN THE MASTER SETTLEMENT AGREEMENT WITH THE STATE OF NORTH CAROLINA, is read the first time and referred to the Select Committee on the Tobacco Settlement.

S.B. 953, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DISTRIBUTE FUNDS FROM THE WETLANDS RESTORATION FUND AND TO CONVEY INTERESTS IN REAL PROPERTY ACQUIRED UNDER THE WETLANDS RESTORATION PROGRAM TO FEDERAL AND STATE AGENCIES, LOCAL GOVERNMENTS, AND PRIVATE NONPROFIT CONSERVATION ORGANIZATIONS, is read the first time and referred to the Committee on Environment and Natural Resources.

S.B. 977, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE AUTHORITY OF THE SCHOOL IMPROVEMENT TEAM WITH REGARD TO THE SCHOOL CALENDAR, is read the first time and referred to the Committee on Education.

Committee Substitute for **S.B. 979**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PUBLIC SETTLEMENT RESERVE FUND AND TO MAKE CONFORMING CHANGES TO THE LAW REQUIRING THE ATTORNEY GENERAL TO REPORT TO THE GENERAL ASSEMBLY ON PUBLIC MONIES, is read the first time and referred to the Committee on Ways and Means.

S.B. 1008, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR THE NORTH CAROLINA UTILITIES COMMISSION TO ADOPT FINAL RULES REGARDING UNIVERSAL SERVICE, is read the first time and referred to the Committee on Public Utilities.

S.B. 1075, A BILL TO BE ENTITLED AN ACT REGARDING FUNDING AND TRANSPORTATION FOR CHILDREN WITH SPECIAL NEEDS, is read the first time and referred to the Committee on Education.

S.B. 1099, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE SCHOOL IMPROVEMENT TEAMS TO DEVELOP STRATEGIES FOR THE CREATION OF ALTERNATIVE LEARNING PROGRAMS WITHIN SCHOOLS, is read the first time and referred to the Committee on Education.

S.B. 1132, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL CHANGES TO VARIOUS ENVIRONMENTAL LAWS, is read the first time and referred to the Committee on Environment and Natural Resources.

Committee Substitute for **S.B. 1142**, A BILL TO BE ENTITLED AN ACT TO REQUIRE CONSULTATION WITH THE NORTH CAROLINA COMMISSION OF INDIAN AFFAIRS ON MATTERS AFFECTING THE STATE'S INDIAN POPULATION, is read the first time and referred to the Committee on Military, Veterans and Indian Affairs.

CALENDAR

Action is taken on the following:

H.B. 870, A BILL TO BE ENTITLED AN ACT TO ALLOW MAGISTRATES TO ACCEPT WAIVERS AND ENTER JUDGMENT IN CERTAIN CASES INVOLVING REGULATION OF THE USE OF MOTOR VEHICLES ON BEACHES, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 717**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM, passes its second reading, by electronic vote (108-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute No. 2 for **H.B. 1074**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A SIGNED VOTER REGISTRATION FORM BE DELIVERED TO THE BOARD OF ELECTIONS BY ANYONE DELEGATED THAT RESPONSIBILITY AND MAKE VIOLATION A CLASS 2 MISDEMEANOR; TO ESTABLISH THE CLASS 2 MISDEMEANOR OF AN ELECTION OFFICIAL OR EMPLOYEE ALTERING VOTER REGISTRATION RECORDS WITHOUT WRITTEN AUTHORIZATION; AND TO ALLOW COUNTIES TO USE A VOTING PLACE OUTSIDE THE PRECINCT, WITH APPROVAL BY THE STATE BOARD OF ELECTIONS, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 978, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO PERMIT ANY OWNER OF PRIVATE PROPERTY ON A LAKE LOCATED IN A STATE PARK TO RESTORE THE PROPERTY OWNER'S PIER TO THE CONDITION THAT THE PIER WAS IN IMMEDIATELY PRECEDING THE TIME OF THE DAMAGE WHEN THE DAMAGE IS CAUSED BY A NATURAL DISASTER.

Representative Gibson requests that he be excused from voting on this bill under Rule 24.1A and this request is granted.

The bill passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1125, A BILL TO BE ENTITLED AN ACT TO CONFORM THE DEFINITION OF AN INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE UNDER THE INACTIVE HAZARDOUS SITES RESPONSE ACT OF 1987 TO FEDERAL LAW, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 1127, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DIVISION OF ENVIRONMENTAL HEALTH OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO CONDUCT A STUDY INVOLVING INTERESTED PARTIES TO REVIEW AND REVISE THE CURRENT PROCEDURES CONCERNING COFFEE POTS AND ICE BUCKETS PROVIDED BY LODGING ESTABLISHMENTS IN GUEST ROOMS AND TO SUSPEND CURRENT APPLICABLE RULES UNTIL REVISED RULES HAVE BEEN ADOPTED AS TEMPORARY RULES, passes its second reading, by electronic vote (109-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 1160, A BILL TO BE ENTITLED AN ACT TO EXTEND THE PILOT PROGRAM UNDER WHICH THE DIVISION OF SOIL AND WATER CONSERVATION OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES CONDUCTS ALL INSPECTIONS OF ANIMAL WASTE MANAGEMENT SYSTEMS IN CERTAIN COUNTIES, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 639**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR AN EXPANSION OF RIGHTS UNDER EXISTING LAW PERTAINING TO GRANDPARENT VISITATION.

The bill fails to pass its second reading by electronic vote (29-86).

Committee Substitute No. 2 for **H.B. 254**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE ABUSE OR NEGLECT OF A PATIENT AT A HEALTH CARE FACILITY OR A RESIDENTIAL CARE FACILITY THAT DOES NOT RESULT IN SERIOUS BODILY INJURY OR DEATH IS A MISDEMEANOR, passes its second reading by electronic vote (110-3).

Representative Blue objects to the third reading. The bill remains on the Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Goodwin and without objection, Committee Substitute for **H.B. 1261**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LAW ENFORCEMENT OFFICERS TO CONDUCT SEARCHES OF PROBATIONERS OR PAROLEES WITHOUT PROBABLE CAUSE WHEN THAT IS IMPOSED AS A CONDITION OF THE PROBATION OR PAROLE, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR (continued)

Committee Substitute for **H.B. 991**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LIABILITY, UNINSURED, AND UNDERINSURED COVERAGE IS NOT REDUCED BY RECEIPT OF SUBROGATED WORKERS' COMPENSATION BENEFITS, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1046**, A BILL TO BE ENTITLED AN ACT DIRECTING LOCAL BOARDS OF EDUCATION TO CONSIDER ADOPTING POLICIES PROHIBITING STUDENTS FROM USING CELLULAR PHONES OR PAGERS ON SCHOOL PROPERTY DURING INSTRUCTIONAL HOURS, passes its second reading by electronic vote (100-13).

Representative Eddins objects to the third reading. The bill remains on the Calendar.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Blue withdraws his objection to the third reading of Committee Substitute No. 2 for **H.B. 254**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE ABUSE OR NEGLECT OF A PATIENT AT A HEALTH CARE FACILITY OR A RESIDENTIAL CARE FACILITY THAT DOES NOT RESULT IN SERIOUS BODILY INJURY OR DEATH IS A MISDEMEANOR.

Representative Blue offers Amendment No. 1 which is adopted by electronic vote (109-0).

Representative McCombs requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (110-0).

The bill, as amended, passes its third reading, by electronic vote (113-0), and is ordered engrossed and sent to the Senate by Special Message.

CALENDAR (continued)

Committee Substitute for **H.B. 1154**, A BILL TO BE ENTITLED AN ACT TO REQUIRE A ONE-YEAR SUSPENSION FOR ANY STUDENT WHO BRINGS OR POSSESSES A FIREARM OR EXPLOSIVE ON SCHOOL PROPERTY OR AT A SCHOOL-RELATED ACTIVITY ON OR OFF SCHOOL PROPERTY, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (113-0), and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1167**, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE LATERAL ENTRY PROGRAM FOR TEACHERS, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1267**, A BILL TO BE ENTITLED AN ACT PROTECTING PUBLIC SCHOOL EMPLOYEES WHO MAKE FORMAL OR INFORMAL COMPLAINTS ALLEGING SEXUAL HARASSMENT.

On motion of Representative Boyd-McIntyre and without objection, the bill is temporarily displaced.

Committee Substitute for **H.B. 278**, A BILL TO BE ENTITLED AN ACT AMENDING THE EMPLOYMENT SECURITY LAWS TO PROVIDE THAT THE ONE HUNDRED-DAY NONCHARGE PERIOD EXTENDS TO CERTAIN RECIPIENTS OF TEMPORARY ASSISTANCE FOR NEEDY FAMILIES SEPARATED FOR A BONA FIDE INABILITY TO WORK, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

RE-REFERRAL

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 1288**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH METROPOLITAN PLANNING BOARDS TO ASSIST THE DEPARTMENT OF TRANSPORTATION IN THE DEVELOPMENT OF TRANSPORTATION PLANS AND PROGRAMS FOR URBAN AREAS OF THE STATE, is withdrawn from the Committee on Transportation and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR (continued)

Committee Substitute for **H.B. 846**, A BILL TO BE ENTITLED AN ACT ALLOWING THE TOWN OF FARMVILLE TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM ITS LIMITS, passes its third reading by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 113.

Voting in the negative: Representative Ellis.

Excused absences: Representatives Arnold, Church, Gray, and Thompson - 4.

Committee Substitute for **H.B. 867**, A BILL TO BE ENTITLED AN ACT EXEMPTING THE CITY OF WILSON FROM CERTAIN SATELLITE ANNEXATION REQUIREMENTS.

On motion of Representative Fitch, pursuant to Rule 38(b)(2), the bill is withdrawn from the Calendar and re-referred to the Committee on Finance.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair, pursuant to Rule 38(b)(2), Committee Substitute No. 2 for **H.B. 419**, A BILL TO BE ENTITLED AN ACT CONCERNING SATELLITE ANNEXATION AND REMOVING A CERTAIN TRACT OF PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF MOUNT AIRY, is withdrawn from the Calendar and re-referred to the Committee on Finance.

CALENDAR (continued)

Committee Substitute for **H.B. 694**, A BILL TO BE ENTITLED AN ACT ALLOWING THE TOWN OF AYDEN WITH THE APPROVAL OF THE PITT COUNTY BOARD OF COMMISSIONERS TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM THE TOWN'S CORPORATE LIMITS, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Baddour, Baker, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Eposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Guley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Tallent, Teague, Thomas, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 106.

Voting in the negative: Representative Ellis.

Excused absences: Representatives Arnold, Church, Gray, and Thompson - 4.

Committee Substitute for **H.B. 677**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CHEROKEE, GRAHAM, HAYWOOD, JACKSON, MADISON, POLK, AND SWAIN COUNTIES TO REQUIRE

THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE
RECORDING DEEDS CONVEYING PROPERTY.

The bill, as amended, passes its third reading, by electronic vote (109-2), and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 847**, A BILL TO BE ENTITLED AN ACT RELATING TO THE INVESTMENT OF CERTAIN FUNDS BY PITT COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 843**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CHAPEL HILL TO ENHANCE AND INCREASE SEDIMENTATION PROTECTION, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 800, A BILL TO BE ENTITLED AN ACT RELATING TO INVESTMENT OF HEALTH TRUST FUND MONIES BY THE COUNTY OF DURHAM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 872, A BILL TO BE ENTITLED AN ACT TO EXEMPT DARE COUNTY FROM CERTAIN REQUIREMENTS FOR PUBLIC CONTRACTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Eddins withdraws his objection to the third reading of Committee Substitute for **H.B. 1046**, A BILL TO BE ENTITLED AN ACT DIRECTING LOCAL BOARDS OF EDUCATION TO CONSIDER ADOPTING POLICIES PROHIBITING STUDENTS FROM USING

CELLULAR PHONES OR PAGERS ON SCHOOL PROPERTY DURING INSTRUCTIONAL HOURS.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

CALENDAR (continued)

H.B. 899, A BILL TO BE ENTITLED AN ACT AMENDING CERTAIN REQUIREMENTS FOR LICENSURE OF REAL ESTATE BROKERS AND SALESMEN, passes its third reading by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allred, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 113.

Voting in the negative: Representative Mosley.

Excused absences: Representatives Arnold, Church, Gray, and Thompson - 4.

H.B. 1237, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF LANDSCAPE ARCHITECTS TO CHARGE APPLICANTS FOR LICENSURE THE ACTUAL COST OF EXAMINATION SERVICES, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon,

Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, and Yongue - 111.

Voting in the negative: Representatives Allred and Wood - 2.

Excused absences: Representatives Arnold, Church, Gray, and Thompson - 4.

Committee Substitute for **H.B. 968**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PROCEDURES CONCERNING FINAL ADMINISTRATIVE DECISIONS IN CONTESTED CASES HEARD BY THE OFFICE OF ADMINISTRATIVE HEARINGS, passes its third reading, by electronic vote (98-17), and is ordered sent to the Senate by Special Message.

BILLS TEMPORARILY DISPLACED

On motion of Representative Hackney, Committee Substitute for **H.B. 1133**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INSURER PROVIDING A HEALTH BENEFIT PLAN IS LIABLE FOR DAMAGES FOR HARM TO ITS INSURED OR ENROLLEES CAUSED BY THE INSURER'S FAILURE TO EXERCISE ORDINARY CARE, is temporarily displaced.

On motion of Representative Cole, **H.B. 1277**, A BILL TO BE ENTITLED AN ACT TO PROMOTE COMPETITION, CHOICE, AND AVAILABILITY IN THE PURCHASE OF PRESCRIPTION DRUGS AND PHARMACY SERVICES, is temporarily displaced.

CALENDAR (continued)

Committee Substitute for **H.B. 143**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FINE RELATED TO UNLAWFUL PARKING IN HANDICAPPED PARKING SPACES, AND TO REQUIRE THAT SIGNS BE PLACED ON HANDICAPPED PARKING SPACES.

On motion of Representative Wright, the bill is temporarily displaced.

BILL TEMPORARILY DISPLACED

On motion of Representative Alexander, Committee Substitute No. 2 for **H.B. 287**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES REGARDING CHILD CARE, TO REPEAL SECTION 4(B) OF S.L. 1997-506, AND TO MAKE CHANGES REGARDING THE TRAINING MATERIALS THAT MAY BE USED BY CHILD CARE FACILITIES, is temporarily displaced.

CALENDAR (continued)

Committee Substitute for **H.B. 476**, A BILL TO BE ENTITLED AN ACT CONCERNING THE GRANT OF POWERS TO ELECTRIC MEMBERSHIP CORPORATIONS REGARDING SUBSIDIARY ORGANIZATIONS.

On motion of Representative Tolson, the bill is temporarily displaced.

Committee Substitute for **H.B. 1224**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL AUTHORITY FOR MAGISTRATES WHO ARE LICENSED TO PRACTICE LAW.

On motion of Representative Baddour, the bill is temporarily displaced.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Insko and Moore, Chairs, for the Committee on Aging:

Committee Substitute for **H.B. 512**, A BILL TO BE ENTITLED AN ACT TO LICENSE ASSISTED LIVING RESIDENCE ADMINISTRATORS, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Dedmon for the Committee on Local Government I:

Committee Substitute for **H.B. 772**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE ZONE IN THE WATERS OF LEE'S CUT IN THE CITY OF WRIGHTSVILLE BEACH, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on today's Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

H.B. 841, A BILL TO BE ENTITLED AN ACT TO AMEND THE CARRBORO TOWN CHARTER TO AUTHORIZE THE GOVERNING BODY TO REQUIRE THAT RESIDENTIAL DEVELOPMENTS CONTAIN A SPECIFIED PERCENTAGE OF AFFORDABLE HOUSING UNITS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 868, A BILL TO BE ENTITLED AN ACT MAKING OMNIBUS AMENDMENTS CONCERNING THE TOWN OF CHAPEL HILL, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

On motion of the Chair, the House recesses at 12:08 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

Committee Substitute for **S.B. 420**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEALERS AND MANUFACTURERS LICENSING LAW, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

S.B. 956, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CLASS 2 MISDEMEANOR TO USE IN TELEPHONIC COMMUNICATIONS WITH ANOTHER PERSON ANY WORDS OR LANGUAGE THREATENING THAT PERSON'S CHILD OR SPOUSE, AND TO MAKE IT A CLASS 1 MISDEMEANOR TO WILLFULLY THREATEN PHYSICAL INJURY TO THE CHILD OR SPOUSE OF ANOTHER, is read the first time and referred to the Committee on Judiciary III.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Dedmon for the Committee on Local Government I:

Committee Substitute for **H.B. 520**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF FLAT ROCK TO BUILD A FACILITY FOR A PUBLIC ENTERPRISE AND THEN CONVEY IT TO THE TOWN OF HENDERSONVILLE WITHOUT OPERATING IT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on today's Calendar.

By Representative Hackney for the Committee on Judiciary I:

H.B. 1107, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR PARENTAL CONSENT FOR CERTAIN STUDENTS WHO COMPLETE CREDIT CARD APPLICATIONS AND TO PROHIBIT DEBT COLLECTION PRACTICES AGAINST CERTAIN PARENTS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Crawford and Goodwin, Chairs, for the Committee on Mental Health:

H.B. 1156, A BILL TO BE ENTITLED AN ACT TO AMEND THE PSYCHOLOGY PRACTICE ACT, reported without prejudice as to committee substitute bill, unfavorable as to original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

By Representative Smith for the Committee on Public Utilities:

H.J.R. 1349, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF SAMUEL JAMES ERVIN, IV MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on today's Calendar.

CALENDAR (continued)

Committee Substitute for **H.B. 293**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE STATE BOARD OF COMMUNITY COLLEGES TO ASSESS MONETARY PENALTIES AGAINST PROPRIETARY SCHOOLS THAT OPERATE WITHOUT A LICENSE OR OPERATE OUTSIDE THE SCOPE OF THEIR LICENSE, passes its second reading, by electronic vote (99-3), and there being no objection is read a third time.

Representative Decker states that his voting equipment malfunctioned and he requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (100-3).

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1119**, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT HEALTH BENEFIT PLANS IN NORTH CAROLINA PROVIDE COVERAGE FOR ANESTHESIA AND HOSPITAL CHARGES IN CERTAIN CASES INVOLVING YOUNG CHILDREN, PERSONS WITH SERIOUS MENTAL OR PHYSICAL CONDITIONS, AND PERSONS WITH SIGNIFICANT BEHAVIORAL PROBLEMS, WHERE THE AGE OR CONDITION OR PROBLEM REQUIRES HOSPITALIZATION OR GENERAL ANESTHESIA IN ORDER TO SAFELY AND EFFECTIVELY PERFORM DENTAL PROCEDURES ON THE PATIENT INVOLVED.

On motion of Representative Redwine, the bill is temporarily displaced.

Committee Substitute for **H.B. 898**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE USE OF CERTAIN SAFETY EQUIPMENT BY

CHILDREN WHILE THEY ARE BICYCLE OPERATORS OR PASSENGERS.

Representative Sutton offers Amendment No. 1 which is adopted by electronic vote (116-1).

The bill, as amended, passes its second reading, by electronic vote (93-24), and there being no objection is read a third time.

The bill, as amended, passes its third reading, by electronic vote (96-20), and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 476**, A BILL TO BE ENTITLED AN ACT CONCERNING THE GRANT OF POWERS TO ELECTRIC MEMBERSHIP CORPORATIONS REGARDING SUBSIDIARY ORGANIZATION, which was temporarily displaced, is before the Body.

Representative Braswell offers Amendment No. 1 which fails of adoption by electronic vote (28-87).

The bill passes its second reading by electronic vote (94-21).

Representative McComas objects to the third reading. The bill remains on the Calendar.

H.B. 1193, A BILL TO BE ENTITLED AN ACT AUTHORIZING NURSE PRACTITIONERS, PHYSICIAN ASSISTANTS, AND CERTIFIED NURSE MIDWIVES TO CONDUCT PHYSICAL EXAMINATIONS IN CERTAIN CIRCUMSTANCES.

On motion of Representative Nesbitt, Committee Amendment No. 1 is adopted by electronic vote (111-0).

The bill, as amended, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute No. 2 for **H.B. 287**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES REGARDING CHILD CARE, TO REPEAL SECTION 4(B) OF S.L. 1997-506, AND TO MAKE CHANGES REGARDING THE TRAINING MATERIALS THAT MAY BE USED BY CHILD CARE FACILITIES, which was temporarily displaced, is before the Body.

Representative Morris offers Amendment No. 1 which fails of adoption by electronic vote (56-58).

Representative Howard offers Amendment No. 2 which is adopted by electronic vote (95-16).

The bill, as amended, passes its second reading by electronic vote (91-21).

Representative Allred requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (92-21).

Representative Davis objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 1119**, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT HEALTH BENEFIT PLANS IN NORTH CAROLINA PROVIDE COVERAGE FOR ANESTHESIA AND HOSPITAL CHARGES IN CERTAIN CASES INVOLVING YOUNG CHILDREN, PERSONS WITH SERIOUS MENTAL OR PHYSICAL CONDITIONS, AND PERSONS WITH SIGNIFICANT BEHAVIORAL PROBLEMS, WHERE THE AGE OR CONDITION OR PROBLEM REQUIRES HOSPITALIZATION OR GENERAL ANESTHESIA IN ORDER TO SAFELY AND EFFECTIVELY PERFORM DENTAL PROCEDURES ON THE PATIENT INVOLVED, which was temporarily displaced, is before the Body.

The bill passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 985**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE BENCHMARK AT WHICH THE DEPARTMENT OF ADMINISTRATION IS REQUIRED TO ADVERTISE FOR PROPOSALS FOR LEASES BY THE STATE, TO CLARIFY WHEN THE DEPARTMENT MAY TRANSFER PROPERTY TO NONPROFIT ORGANIZATIONS AT LESS THAN FAIR-MARKET VALUE, AND TO SIMPLIFY THE LAW REGARDING STATE LEASES OF PROPERTY IN UNIQUE LOCATIONS, passes its second reading, by electronic vote (110-1), and there being no objection is read a third time.

Representative Edwards requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (111-1).

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1200**, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE FREE FLOW OF INFORMATION TO THE PEOPLE OF NORTH CAROLINA BY CODIFYING THE JOURNALISTS' TESTIMONIAL PRIVILEGE.

Representative Pope requests that he be excused from voting on this bill, because he sits on the Board of Directors of an entity that could utilize the privilege set forth in the bill, under Rule 24.1A, and this request is granted.

The bill passes its second reading, by electronic vote (94-12), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

REPRESENTATIVE HACKNEY, SPEAKER PRO TEMPORE PRESIDING.

H.B. 1027, A BILL TO BE ENTITLED AN ACT TO ALLOW THE STOCKING OF ANIMALS BY CERTAIN PERSONS, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1184**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE MEMBERS OF A HOSPITAL AUTHORITY BOARD ARE A PUBLIC BODY AND HAVE THE RIGHT TO SUE AND BE SUED, passes its second reading, by electronic vote (112-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute No. 2 for **H.B. 1286**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE EXEMPTION FROM THE "MASS GATHERINGS" STATUTE, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1054, A BILL TO BE ENTITLED AN ACT TO REQUIRE ALL ACTIVITY BUSES TO STOP AT ALL RAILROAD CROSSINGS, passes its second reading, by electronic vote (88-21), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1048, A BILL TO BE ENTITLED AN ACT TO AMEND THE NORTH CAROLINA RULES OF CIVIL PROCEDURE TO PROVIDE THAT NOTICE OF THE MANNER OF SERVICE OF PROCESS SHALL BE FILED WHEN SERVICE IS MADE OTHER THAN BY PERSONAL DELIVERY.

Representative Blue offers Amendment No. 1 which is adopted by electronic vote (113-0).

The bill, as amended, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

BILL TEMPORARILY DISPLACED

On motion of Representative Culpepper and without objection, Committee Substitute for **H.B. 1032**, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNDERGROUND DAMAGE PREVENTION ACT, is temporarily displaced.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Culpepper, **H.B. 1277**, A BILL TO BE ENTITLED AN ACT TO PROMOTE COMPETITION, CHOICE, AND AVAILABILITY IN THE PURCHASE OF PRESCRIPTION DRUGS AND PHARMACY SERVICES, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR (continued)

Committee Substitute for **H.B. 1279**, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF FINANCIAL IDENTITY FRAUD, passes its second reading by electronic vote (110-2).

Representative Baddour requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (111-2).

Representative Ellis objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 1258**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FACILITIES THAT ARE INCLUDED IN THE HEALTH CARE PERSONNEL REGISTRY; AND TO REQUIRE THAT EMPLOYERS AT HEALTH CARE FACILITIES ACCESS THE HEALTH CARE PERSONNEL REGISTRY, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

WITHDRAWAL OF OBJECTION TO THIRD READING

Representative Ellis withdraws his objection to the third reading of Committee Substitute for **H.B. 1279**, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF FINANCIAL IDENTITY FRAUD.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

CALENDAR (continued)

H.B. 1188, A BILL TO BE ENTITLED AN ACT TO REQUIRE MEDICAL INSTITUTIONS AND UNIVERSITY HOSPITALS THAT RECEIVE STATE FUNDS TO INCLUDE WOMEN AS SUBJECTS IN MEDICAL RESEARCH PROJECTS, AS APPROPRIATE, passes its second reading, by electronic vote (107-5), and there being no objection is read a third time.

Representative Bowie requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (108-5).

The bill passes its third reading and is ordered sent to the Senate by Special Message.

BILL TEMPORARILY DISPLACED

On motion of the Chair, Committee Substitute for **H.B. 1126**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT NONCOMPETITION CLAUSES IN MEDICAL PROVIDER CONTRACTS, is temporarily displaced.

CALENDAR (continued)

Committee Substitute for **H.B. 314**, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH AND ACCIDENT INSURANCE POLICIES, HOSPITAL OR MEDICAL SERVICES PLANS, AND HMO PLANS TO PROVIDE COVERAGE FOR BONE MASS MEASUREMENT FOR THE DIAGNOSIS AND EVALUATION OF OSTEOPOROSIS.

On motion of Representative Boyd-McIntyre and without objection, the bill is temporarily displaced.

Committee Substitute for **H.B. 517**, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO STUDY THE COMPUTATION OF DROPOUT RATES FOR THE ABCs PROGRAM, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute No. 2 for **H.B. 736**, A BILL TO BE ENTITLED AN ACT TO ENSURE PATIENT ACCESS TO QUALITY MANAGED HEALTH CARE.

Representative Cox requests that he be excused from voting on this bill, to avoid the perception of a conflict of interest due to being in the insurance business, under Rule 24.1A and this request is granted.

Representative Nye offers Amendment No. 1 which is adopted by electronic vote (67-43).

Representative Adams offers Amendment No. 2 which fails of adoption by electronic vote (36-76).

Representative Pope states that the bill requires a civil penalty that is to be collected, paid directly into the General Fund, and he inquires of the Chair if the bill should be re-referred to the Committee on Finance, pursuant to Rule 38(b)(2). The Chair rules that civil penalties do not have to go to the Committee on Finance.

Representative Womble offers Amendment No. 3 which is adopted by electronic vote (103-0).

Representative Pope moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Finance. The motion fails by electronic vote (43-69).

The bill, as amended, passes its second reading by electronic vote (88-25).

Representative C. Wilson objects to the third reading. The bill remains on the Calendar.

Representative Crawford requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (89-25).

Committee Substitute for **H.B. 1071**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE HANDICAPPED PERSONS PROTECTION ACT, CHAPTER 168A OF THE GENERAL STATUTES, passes its second reading by electronic vote (112-0).

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1149**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A GENERAL CONTRACTOR LICENSE IS REQUIRED FOR THE ERECTION OF A MODULAR BUILDING AND TO PROVIDE LIMITED EXEMPTIONS FROM THIS REQUIREMENT FOR CERTAIN RESIDENTIAL AND COMMERCIAL MODULAR STRUCTURES, passes its second reading, by electronic vote (108-5), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.B. 87, A BILL TO BE ENTITLED AN ACT RELATING TO RICHMOND COUNTY, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 179**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY BENEFIT TO MEMBERS OF THE WILKESBORO FIREMEN'S SUPPLEMENTAL PENSION FUND, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on today's Calendar.

Committee Substitute for **H.B. 529**, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE DISPLAY OF THE UNITED STATES FLAG, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on today's Calendar.

Committee Substitute for **H.B. 678**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EQUAL TREATMENT FOR ACUPUNCTURISTS WITH RESPECT TO INSURANCE REIMBURSEMENT, reported without prejudice as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1, and recommendation that Committee Substitute Bill No. 2 be re-referred to the Committee on Finance.

Committee Substitute Bill No. 2 is re-referred to the Committee on Finance. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 973**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE GENERAL STATUTES CONCERNING THE ISSUANCE OF A MARRIAGE LICENSE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on today's Calendar.

H.B. 1132, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE PRESERVATION OF FARMLAND, TO PROMOTE SMALL, FAMILY-OWNED FARMS, AND TO CHANGE THE DEFINITION OF SUBDIVISIONS SUBJECT TO REGULATION UNDER CHAPTER 153A OF THE GENERAL STATUTES, reported without prejudice, as amended, and with recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Hill, Committee Amendment No. 1 is adopted.

The bill is ordered engrossed and re-referred to the Committee on Finance.

H.B. 1204, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO RESTORE A DRIVERS LICENSE THAT HAS BEEN SUSPENDED DUE TO NONCOMPLIANCE WITH A FOREIGN JUDGMENT UNDER CERTAIN CIRCUMSTANCES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 1288, A BILL TO BE ENTITLED AN ACT TO ESTABLISH METROPOLITAN PLANNING BOARDS TO ASSIST THE DEPARTMENT OF TRANSPORTATION IN THE DEVELOPMENT OF TRANSPORTATION PLANS AND PROGRAMS FOR URBAN AREAS OF THE STATE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on today's Calendar.

By Representative Hunter for the Committee on Children, Youth and Families:

H.B. 1159, A BILL TO BE ENTITLED AN ACT TO BE KNOWN AS TOBY'S LAW; TO IMPROVE THE ABILITY OF THE DIVISION OF SOCIAL SERVICES, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO PROTECT CHILDREN AND YOUTH FROM VIOLENCE PRONE CAREGIVERS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Buchanan and Saunders, Chairs, for the Committee on Transportation:

H.B. 937, A BILL TO BE ENTITLED AN ACT TO AMEND THE REGIONAL TRANSPORTATION AUTHORITY ACT CONCERNING JURISDICTION OF THE ENTIRE AREA OF THE COUNTY IN CERTAIN CIRCUMSTANCES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 1085, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF TRANSITWAYS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on today's Calendar.

By Representative Sutton for the Committee on Judiciary III:

Committee Substitute for **H.B. 411**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE SALE OF CERTAIN PACKAGES OF CIGARETTES, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

S.B. 433, A BILL TO BE ENTITLED AN ACT RELATING TO THE EXERCISE OF EXTRATERRITORIAL JURISDICTION BY THE TOWN OF PINEBLUFF, is read the first time and referred to the Committee on Local Government II.

S.B. 534, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TOWN OF KENANSVILLE IS NOT OBLIGATED TO PROVIDE SERVICES TO CERTAIN ANNEXED PROPERTY, is read the first time and referred to the Committee on Finance.

S.B. 710, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF HUNTERSVILLE TO ESTABLISH A VOLUNTARY TRANSFER OF DEVELOPMENT RIGHTS PILOT PROGRAM FOR THE PROTECTION OF FARMLAND, ENVIRONMENTALLY SENSITIVE LAND, AND OTHER OPEN LAND WITHIN THE TOWN'S

EXTRATERRITORIAL JURISDICTION, is read the first time and referred to the Committee on Environment and Natural Resources.

On motion of the Chair, the House recesses at 5:33 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by Speaker Black.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representatives Buchanan and Saunders, Chairs, for the Committee on Transportation:

H.B. 1029, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A NEWLY INCORPORATED MUNICIPALITY MAY WAIVE ITS POWELL BILL FUNDS AND HAVE SECONDARY ROADS THAT WERE ON THE PAVEMENT PRIORITY LIST AND SCHEDULED TO BE PAVED PRIOR TO INCORPORATION PAVED BY THE DEPARTMENT OF TRANSPORTATION ACCORDING TO THE PRIORITY LIST, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of April 29.

CALENDAR (continued)

Committee Substitute for **H.B. 143**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FINE RELATED TO UNLAWFUL PARKING IN HANDICAPPED PARKING SPACES, AND TO REQUIRE THAT SIGNS BE PLACED ON HANDICAPPED PARKING SPACES, which was temporarily displaced, is before the Body.

Representative Fox offers Amendment No. 1 which is adopted by electronic vote (113-0).

Representative Moore offers Amendment No. 2 which is adopted by electronic vote (87-30).

On motion of the Chair, the bill is temporarily displaced.

Committee Substitute for **H.B. 1032**, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNDERGROUND DAMAGE PREVENTION ACT, which was temporarily displaced, is before the Body.

On motion of Representative Culpepper, the bill is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **H.B. 1126**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT NONCOMPETITION CLAUSES IN MEDICAL PROVIDER CONTRACTS, which was temporarily displaced, is before the Body.

The bill passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1173**, A BILL TO BE ENTITLED AN ACT TO LIMIT DISCLOSURE OF PERSONAL INFORMATION CONTAINED IN APPLICATIONS FOR LICENSES ISSUED BY THE PRIVATE PROTECTIVE SERVICES BOARD AND THE ALARM SYSTEMS LICENSING BOARD AND TO AUTHORIZE THE ALARM SYSTEMS LICENSING BOARD TO ISSUE AN APPRENTICESHIP REGISTRATION PERMIT.

Representative McCrary offers Amendment No. 1 which is adopted by electronic vote (115-0).

The bill, as amended, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 1169**, A BILL TO BE ENTITLED AN ACT TO MAKE CLARIFYING AMENDMENTS TO THE GUBERNATORIAL SUCCESSION ACT SO IT IS CLEAR THAT THE SPEAKER OF THE HOUSE OF REPRESENTATIVES BECOMES ACTING GOVERNOR IN THE ABSENCE OR DISABILITY OF THE GOVERNOR AND LIEUTENANT GOVERNOR.

Representative Goodwin offers Amendment No. 1 which is adopted by electronic vote (113-0).

The bill, as amended, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

Representative Rayfield requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (115-1).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

H.B. 956, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO PROVISIONALLY RESTORE THE DRIVERS LICENSE OF A PERSON CONVICTED OF HABITUAL IMPAIRED DRIVING AFTER FIVE YEARS, passes its second reading by electronic vote (57-56).

Representative Luebke objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 1065**, A BILL TO BE ENTITLED AN ACT TO PROVIDE RECIPROCAL CONCEALED HANDGUN RIGHTS TO CONCEALED HANDGUN PERMIT HOLDERS OF OTHER STATES, passes its second reading by electronic vote (92-22).

Representative Michaux objects to the third reading. The bill remains on the Calendar.

Committee Substitute for **H.B. 314**, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH AND ACCIDENT INSURANCE POLICIES, HOSPITAL OR MEDICAL SERVICES PLANS, AND HMO PLANS TO PROVIDE COVERAGE FOR BONE MASS MEASUREMENT FOR THE DIAGNOSIS AND EVALUATION OF OSTEOPOROSIS, which was temporarily displaced, is before the Body.

Representative Cox requests that he be excused from voting on this bill, due to a perception of conflict of interest being in the insurance business, under Rule 24.1A, and this request is granted.

The bill passes its second reading, by electronic vote (68-46), and there being no objection is read a third time.

The bill passes its third reading, by electronic vote (65-44), and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 143**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FINE RELATED TO UNLAWFUL PARKING

IN HANDICAPPED PARKING SPACES, AND TO REQUIRE THAT SIGNS BE PLACED ON HANDICAPPED PARKING SPACES, which was temporarily displaced, is before the Body.

Representative Allred offers Amendment No. 3 which fails of adoption by electronic vote (43-71).

Representative Baddour calls the previous question on the passage of the bill and the call is sustained by electronic vote (95-21).

The bill, as amended, passes its third reading, by electronic vote (86-28), and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 959**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR AND EXPAND THE CRIMINAL OFFENSE OF COCKFIGHTING.

Representative Nesbitt moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Judiciary III.

Representative Nesbitt withdraws his motion.

On motion of Representative Russell and without objection, the bill is postponed until April 29.

Committee Substitute for **H.B. 1245**, A BILL TO BE ENTITLED AN ACT TO CREATE THE CRIME OF THIRD-DEGREE SEXUAL OFFENSE AND TO REQUIRE SEX OFFENDER REGISTRATION FOR CONVICTION OF THAT OFFENSE, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1224**, A BILL TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL AUTHORITY FOR MAGISTRATES WHO ARE LICENSED TO PRACTICE LAW, which was temporarily displaced, is before the Body.

On motion of Representative Baddour and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Judiciary IV.

Committee Substitute for **H.B. 1209**, A BILL TO BE ENTITLED AN ACT TO IMPROVE BOATING SAFETY BY AMENDING THE STATE LAW REGULATING PERSONAL WATERCRAFT OPERATION TO

CONFORM WITH THE RECOMMENDATIONS OF THE NATIONAL ASSOCIATION OF STATE BOATING LAW ADMINISTRATORS AND TO OTHERWISE IMPROVE PERSONAL WATERCRAFT SAFETY.

Representative Eddins offers Amendment No. 1 which is adopted by electronic vote (109-0).

Representative Pope offers Amendment No. 2 which is adopted by electronic vote (114-0).

The bill, as amended, passes its second reading by electronic vote (113-1).

Representative Ellis objects to the third reading. The bill remains on the Calendar.

Committee Substitute No. 2 for **H.B. 772**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE ZONE IN THE WATERS OF LEE'S CUT, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 841**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CARRBORO TOWN CHARTER TO AUTHORIZE THE GOVERNING BODY TO OFFER INCENTIVES TO ENCOURAGE MORE AFFORDABLE HOUSING UNITS, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 868**, A BILL TO BE ENTITLED AN ACT MAKING OMNIBUS AMENDMENTS CONCERNING THE TOWN OF CHAPEL HILL, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 520**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF FLAT ROCK TO BUILD A FACILITY FOR A PUBLIC ENTERPRISE AND THEN CONVEY IT TO THE TOWN OF HENDERSONVILLE WITHOUT OPERATING IT,

passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 179**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY BENEFIT TO MEMBERS OF THE WILKESBORO FIREMEN'S SUPPLEMENTAL PENSION FUND, passes its second reading, by electronic vote (113-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute No. 2 for **H.B. 512**, A BILL TO BE ENTITLED AN ACT TO CERTIFY ASSISTED LIVING RESIDENCE ADMINISTRATORS, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1107**, A BILL TO BE ENTITLED AN ACT TO STRONGLY ENCOURAGE THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA AND THE GOVERNING BOARDS OF PRIVATE COLLEGES AND UNIVERSITIES TO ADOPT POLICIES THAT RESTRICT THE DIRECT SOLICITATION ON CAMPUS OF STUDENTS FOR CREDIT CARD ACCOUNTS AND TO OFFER CREDIT SEMINARS AS PART OF FRESHMAN ORIENTATION, passes its second reading, by electronic vote (114-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.J.R. 1349, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF SAMUEL JAMES ERVIN, IV MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, passes its second reading, by electronic vote (112-3), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 529**, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE DISPLAY OF THE UNITED STATES FLAG, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

MOTION TO SUSPEND RULES

Representative Nesbitt moves that Rule 1 be suspended in order for the House to remain in session after 9:00 p.m.

Representative Nesbitt withdraws his motion.

Representative Culpepper moves, seconded by Representative Cole, that the House adjourn, subject to the receipt of Special Messages from the Senate, to reconvene April 29 at 11:00 a.m.

The motion carries.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

S.B. 235, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE "KIDS FIRST" SPECIAL REGISTRATION PLATES, is read the first time and referred to the Committee on Finance.

S.B. 685, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT TREATMENT OR SERVICES RENDERED BY PHYSICIAN ASSISTANTS SHALL BE REIMBURSABLE UNDER THE STATE HEALTH PLAN AND OTHER HEALTH INSURANCE POLICIES UNDER CERTAIN CIRCUMSTANCES, is read the first time and referred to the Committee on Insurance.

S.B. 785, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE INSPECTION AND REGULATION OF LIQUEFIED PETROLEUM GASES, is read the first time and referred to the Committee on Small Business.

Committee Substitute for **S.B. 835**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW GOVERNING MERGERS, CONSOLIDATIONS, AND CONVERSIONS AMONG BUSINESS CORPORATIONS,

NONPROFIT CORPORATIONS, AND UNINCORPORATED ENTITIES, INCLUDING LIMITED LIABILITY COMPANIES AND PARTNERSHIPS, FOR THE PURPOSE OF CONFORMING THE LAWS WITH THOSE OF OTHER STATES AND MODERN BUSINESS PRACTICES; TO ALLOW CONVERSION OF A MUTUAL INSURANCE COMPANY TO A STOCK INSURANCE COMPANY; AND TO PERMIT HOMEOWNER ASSOCIATIONS TO DISTRIBUTE SURPLUS FUNDS, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 843**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF NURSING TO INCREASE THE ANNUAL FEE CHARGED NURSES AIDES II, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 852**, A BILL TO BE ENTITLED AN ACT TO MAKE DEFENDANTS WHO ARE ELIGIBLE FOR A DRUG TREATMENT COURT PROGRAM ELIGIBLE FOR DEFERRED PROSECUTION, AND TO AUTHORIZE PARTICIPATION IN A DRUG TREATMENT COURT PROGRAM AS A SPECIAL CONDITION OF PROBATION FOR CONVICTED DEFENDANTS, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 966**, A BILL TO BE ENTITLED AN ACT RELATING TO THE AUTHORITY TO ENTER INTO CONTRACTS FOR CONDUCTING MUNICIPAL AND COUNTY BUILDING INSPECTIONS, is read the first time and referred to the Committee on Ways and Means.

Committee Substitute for **S.B. 974**, A BILL TO BE ENTITLED AN ACT REGULATING THE RENTAL OF RESIDENTIAL PROPERTY FOR VACATION, LEISURE, OR RECREATION PURPOSES, is read the first time and referred to the Committee on Judiciary IV.

Committee Substitute for **S.B. 995**, A BILL TO BE ENTITLED AN ACT ESTABLISHING A TESTIMONIAL PRIVILEGE FOR POLICE PEER SUPPORT GROUP COUNSELORS, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 1011**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN ENHANCED CRIMINAL PENALTY SHALL BE IMPOSED ON A PERSON WHO HAS IN HIS OR HER IMMEDIATE POSSESSION OR IS WEARING A BULLET-PROOF VEST WHILE COMMITTING A FELONY, is read the first time and referred to the Committee on Judiciary III.

Committee Substitute for **S.B. 1058**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE STATE LICENSING BOARD FOR GENERAL CONTRACTORS TO INCLUDE COMPONENTS OF THE STATE BUILDING CODE IN THE EXAMINATION OFFERED BY THE BOARD AND GRANTING THE BOARD GREATER AUTHORITY WHEN DISCIPLINING LICENSEES WHO VIOLATE THE LAWS RELATED TO GENERAL CONTRACTOR LICENSURE, is read the first time and referred to the Committee on Ways and Means.

Committee Substitute for **S.B. 1074**, A BILL TO BE ENTITLED AN ACT LIMITING LIABILITY FROM YEAR 2000 FAILURES BY PROVIDING CERTAIN PARTIES THE RIGHT TO ASSERT AN AFFIRMATIVE DEFENSE BASED ON A YEAR 2000 PROBLEM, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 1161**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES AND REPRESENTATIVES OF THE FOOD SERVICE INDUSTRY TO REVIEW THE RULES AND GUIDELINES GOVERNING LOCAL OIL AND GREASE WATER PRETREATMENT PROGRAMS TO DETERMINE WHETHER THOSE PROGRAMS ARE EQUITABLE, EFFECTIVE, AND ECONOMICALLY MANAGEABLE, is read the first time and referred to the Committee on Environment and Natural Resources.

The House stands adjourned at 9:00 p.m.

FIFTY-FIFTH DAY

HOUSE OF REPRESENTATIVES

Thursday, April 29, 1999

The House meets at 11:00 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Moore.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 28 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (106-0).

Leaves of absence are granted Representatives Arnold and Jeffus for today. Representatives McAllister, Ellis, Blue, and Wood are excused for a portion of the session.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

Committee Substitute for **H.B. 1032**, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNDERGROUND DAMAGE PREVENTION ACT, reported without prejudice as to Committee Substitute Bill No. 2, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

SUSPENSION OF RULES

On motion of the Chair and without objection, Rules 5(6) and (7) are suspended and the first reading and reference to committee of bills and resolutions and Messages from the Senate are moved to the end of the Calendar.

RE-REFERRAL

Representative Hackney states that Committee Substitute for **H.B. 1133**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INSURER PROVIDING A HEALTH BENEFIT PLAN IS LIABLE FOR DAMAGES FOR HARM TO ITS INSURED OR ENROLLEES CAUSED BY THE INSURER'S FAILURE TO EXERCISE ORDINARY CARE, raises revenue and inquires of the Chair if it should be referred to the Committee on Finance. The Speaker orders that the bill be withdrawn from the Calendar and re-referred to the Committee on Finance pursuant to Rule 38(b).

CROSSOVER DEADLINE AGREEMENT

April 28, 1999

AGREEMENT TO COVER BILLS AND RESOLUTIONS PASSED FOLLOWING ADJOURNMENT OF EITHER CHAMBER PRIOR TO THE OTHER ON APRIL 29, 1999, CROSSOVER DEADLINE.

It is agreed that all bills and resolutions passed by the House of Representatives or the Senate on April 29, 1999, and ordered sent to the other chamber, but not read as a message on the floor of either Body, shall be considered to have met the provisions of House Rule 31.1(d) and Senate Rule 41.

S/ James B. Black
Speaker of the House

S/ Marc Basnight
Senate President Pro Tempore

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 1267**, A BILL TO BE ENTITLED AN ACT PROTECTING PUBLIC SCHOOL EMPLOYEES WHO MAKE FORMAL OR INFORMAL COMPLAINTS ALLEGING SEXUAL HARASSMENT.

Representative Adams offers Amendment No. 1.

On motion of the Chair, the bill is temporarily displaced.

MOTION TO RECONSIDER VOTE

Having voted with the prevailing side, Representative C. Wilson moves that the vote by which **H.B. 956**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO PROVISIONALLY RESTORE THE DRIVERS LICENSE OF A PERSON CONVICTED OF HABITUAL IMPAIRED DRIVING AFTER FIVE YEARS, passed its second reading be reconsidered.

Representative Culpepper inquires if the motion should be considered a suspension of the Rules, because it occurs out of the regular order of business since the bill is on today's Calendar. The Speaker rules that under

Rule 5, the motion would be in order once we get to that part of the Calendar.

Representative Morgan inquires if it would be proper to ask for the leave of the House in order that Representative C. Wilson might change her vote. The Speaker states that it could be done, but would set a precedent for the Body.

Representative Decker inquires if it is required that the motion be made before the third reading of the bill. The Speaker states that he has ruled and the motion will be allowed in the regular order of business.

CALENDAR (continued)

Committee Substitute for **H.B. 1267**, A BILL TO BE ENTITLED AN ACT PROTECTING PUBLIC SCHOOL EMPLOYEES WHO MAKE FORMAL OR INFORMAL COMPLAINTS ALLEGING SEXUAL HARASSMENT, which was temporarily displaced with Amendment No. 1 pending, is before the Body.

On motion of Representative Boyd-McIntyre, the bill with pending Amendment No. 1 is temporarily displaced.

Committee Substitute for **H.B. 1288**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH METROPOLITAN PLANNING BOARDS TO ASSIST THE DEPARTMENT OF TRANSPORTATION IN THE DEVELOPMENT OF TRANSPORTATION PLANS AND PROGRAMS FOR URBAN AREAS OF THE STATE.

Representative Pope offers Amendment No. 1 which is adopted by electronic vote (116-1).

The bill, as amended, passes its second reading, by electronic vote (116-1), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 1159**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE ABILITY OF THE DIVISION OF SOCIAL SERVICES, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO PROTECT CHILDREN AND YOUTH FROM VIOLENCE-PRONE CAREGIVERS, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 1204**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ISSUANCE OF A DRIVERS LICENSE REGARDLESS OF MOTOR VEHICLE OWNER'S NONCOMPLIANCE WITH A FOREIGN JUDGMENT UNDER CERTAIN CIRCUMSTANCES, passes its second reading, by electronic vote (117-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 973**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE GENERAL STATUTES CONCERNING THE ISSUANCE OF A MARRIAGE LICENSE, passes its second reading, by electronic vote (112-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

BILL PLACED ON CALENDAR

Pursuant to Rule 36(b), Representative Culpepper places Committee Substitute No. 2 for **H.B. 1032**, A BILL TO BE ENTITLED AN ACT TO AMEND THE UNDERGROUND DAMAGE PREVENTION ACT, on today's Calendar for immediate consideration.

Representative Culpepper offers Amendment No. 1 which is adopted by electronic vote (115-0).

The bill, as amended, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

CALENDAR (continued)

Committee Substitute for **H.B. 937**, A BILL TO BE ENTITLED AN ACT TO AMEND THE REGIONAL TRANSPORTATION AUTHORITY ACT CONCERNING JURISDICTION OF THE ENTIRE AREA OF THE COUNTY IN CERTAIN CIRCUMSTANCES AND MEMBERSHIP OF

THE AUTHORITY, passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

H.B. 1085, A BILL TO BE ENTITLED AN ACT TO PERMIT THE USE OF TRANSITWAYS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate by Special Message.

Committee Substitute for **H.B. 694**, A BILL TO BE ENTITLED AN ACT ALLOWING THE TOWN OF AYDEN WITH THE APPROVAL OF THE PITT COUNTY BOARD OF COMMISSIONERS TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM THE TOWN'S CORPORATE LIMITS.

The bill passes its third reading by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Justus, Kinney, Kiser, Luebke, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, G. Wilson, Womble, Wood, Wright, and Yongue - 113.

Voting in the negative: Representative Ellis.

Excused absences: Representatives Arnold, Jeffus, and McAllister - 3.

H.B. 1237, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF LANDSCAPE ARCHITECTS TO

CHARGE APPLICANTS FOR LICENSURE THE ACTUAL COST OF EXAMINATION SERVICES.

The bill passes its third reading by the following vote, and is ordered sent to the Senate by Special Message.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cox, Crawford, Creech, Culp, Cunningham, Daughtry, Davis, Dedmon, Dockham, Earle, Easterling, Eddins, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Justus, Kinney, Kiser, Luebke, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 110.

Voting in the negative: Representatives Moore and Wood - 2.

Excused absences: Representatives Arnold, Jeffus, and McAllister - 3.

REPRESENTATIVE HACKNEY, SPEAKER PRO TEMPORE, PRESIDING.

Committee Substitute for **H.B. 287**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES REGARDING CHILD CARE, TO REPEAL SECTION 4(B) OF S.L. 1997-506, AND TO MAKE CHANGES REGARDING THE TRAINING MATERIALS THAT MAY BE USED BY CHILD CARE FACILITIES.

Representative Daughtry offers Amendment No. 3.

On motion of Representative Daughtry, the bill with pending Amendment No. 3 is temporarily displaced.

Committee Substitute for **H.B. 476**, A BILL TO BE ENTITLED AN ACT CONCERNING THE GRANT OF POWERS TO ELECTRIC MEMBERSHIP CORPORATIONS REGARDING SUBSIDIARY ORGANIZATIONS.

Representative McComas makes the following remarks and requests that they be entered on the journal pursuant to Article II, Section 18 of the Constitution.

DISSENT ON COMMITTEE SUBSTITUTE FOR H.B. 476

"House Bill 476 would make a far-reaching change to the laws of this State relating to electric membership corporations, or EMCs. The EMCs were created by this General Assembly for a very specific and much needed purpose -- to extend electric service to rural parts of North Carolina not served by private, for-profit electric companies. They have done an outstanding job in accomplishing that objective.

"Now through this legislation, the EMCs, which have been provided substantial federal and state subsidies, seek broad authority to enter into any form of legitimate business activity in competition with small business people all across North Carolina.

"The need for this broad expansion of EMC authority has not been studied, analyzed, or evaluated. And it certainly hasn't been proven or established. In fact, it hasn't even been clearly established what purpose this bill is supposed to accomplish, let alone whether such far-reaching legislation is really needed to accomplish that purpose.

"We have heard that the EMCs seek to expand their authority so that they can compete more effectively with investor-owned utilities in the restructured electric industry of the future. However, North Carolina has not yet made a decision to restructure its electric industry. If it does so, it is not clear what form that restructuring will take and how it will affect the EMCs. The only portion of the electric industry that anyone has proposed to restructure is the generation component. Yet the EMCs, with the exception of the their state-level organization -- the North Carolina Electric Membership Corporation -- are distribution companies, not generation companies. It is not at all clear that the distribution EMCs will or should get into the generation business. Any change to the EMCs' role associated with restructuring, if necessary at all, should not be made until restructuring legislation is passed.

"We have heard other people say this bill is needed to bring needed services to rural North Carolina and to stimulate economic development. I am all for any measure that can be shown to enhance rural economic development in North Carolina. But before the EMCs are allowed to enter into any additional lines of business in competition with the private sector, there should be a finding by the General Assembly that the private sector is not, and is not likely to, provide adequate, competitively priced service of

the sort in question. If there are in fact certain services that the private sector is unable to provide adequately to rural North Carolina, any extension of EMC authority should be limited to those areas and should be conditioned on a specific finding by the North Carolina Utilities Commission or another appropriate body that such service is not being provided by the private sector in a particular EMC's service territory.

"Finally, we have heard some EMC representatives say that diversification will allow them to reduce the price of electricity to their customers. If this General Assembly believes that it needs to take action to reduce rural electric prices, then it should consider a full range of options for achieving that goal. I believe we already have a study commission in place looking at that question.

"I don't believe we should take the dramatic step proposed by this bill without much greater study of what it really seeks to accomplish and whether it is really needed. I am therefore voting against this bill. You need to know, that EMC's unlike private business, enjoy power of eminent domain."

The bill passes its third reading, by electronic vote (92-22), and is ordered sent to the Senate by Special Message.

Committee Substitute No. 2 for **H.B. 736**, A BILL TO BE ENTITLED AN ACT TO ENSURE PATIENT ACCESS TO QUALITY MANAGED HEALTH CARE.

Pursuant to Rule 24.1(c), the request of Representative Cox for an excused vote from April 28 is continued.

Representative Nye offers Amendment No. 4 which is adopted by electronic vote (104-3).

Representative Nye offers Amendment No. 5 which is adopted by electronic vote (107-1).

The bill, as amended, passes its third reading, by electronic vote (88-19), and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute No. 2 for **H.B. 287**, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES REGARDING CHILD CARE, TO REPEAL SECTION 4(B) OF S.L. 1997-506, AND TO MAKE CHANGES REGARDING THE TRAINING MATERIALS THAT MAY BE USED BY CHILD CARE

FACILITIES, which was temporarily displaced with Amendment No. 3 pending, is before the Body.

Representative Daughtry withdraws his amendment.

Representative Pope offers Amendment No. 4 which is adopted by electronic vote (105-2).

The bill, as amended, passes its third reading, by electronic vote (109-0), and is ordered engrossed and sent to the Senate by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.B. 240, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS REGARDING THE UNIVERSITY OF NORTH CAROLINA, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 767, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF WILSON, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1277, A BILL TO BE ENTITLED AN ACT TO PROMOTE COMPETITION, CHOICE, AND AVAILABILITY IN THE PURCHASE OF PRESCRIPTION DRUGS AND PHARMACY SERVICES, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 228, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR HEALTH CARE DELIVERY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on today's Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 734, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF CHAPEL HILL, reported without prejudice as to committee substitute bill, as amended, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

On motion of Representative Fitch, Committee Amendment No. 1 is adopted.

The committee substitute bill is ordered engrossed and re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

On motion of the Chair, the House recesses at 2:22 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by Speaker Black.

ENROLLED BILL

The following bill is duly ratified and presented to the Governor:

H.B. 921, AN ACT TO REWRITE THE DEFINITIONS OF "POLITICAL COMMITTEE," "CONTRIBUTION," "EXPENDITURE," AND "CANDIDATE"; TO ADD A DEFINITION OF "INDEPENDENT EXPENDITURE"; TO REMOVE THE TERM "POLITICAL PURPOSE"; TO NARROW THE PROHIBITION ON CORPORATE AND OTHER POLITICAL EXPENDITURES TO CONSTITUTIONAL BOUNDS; TO MERGE THE FIRST QUARTERLY REPORT WITH THE PRE-PRIMARY REPORT; TO AMEND THE STATUTES WITH REGARD TO REPORTING CONTRIBUTIONS AND EXPENDITURES; AND TO MAKE OTHER CHANGES RELATED TO REPAIRING THE CAMPAIGN STATUTES AFTER THE DECISION OF THE FOURTH

U.S. CIRCUIT COURT OF APPEALS IN NORTH CAROLINA RIGHT TO LIFE, INC., V. BARTLETT.

CALENDAR (continued)

Committee Substitute for **H.B. 1065**, A BILL TO BE ENTITLED AN ACT TO PROVIDE RECIPROCAL CONCEALED HANDGUN RIGHTS TO CONCEALED HANDGUN PERMIT HOLDERS OF OTHER STATES, passes its third reading, by electronic vote (82-8), and is ordered sent to the Senate by Special Message.

BILL PLACED ON CALENDAR

Pursuant to Rule 36(b), Representative Culpepper places Committee Substitute for **H.B. 228**, A BILL TO BE ENTITLED AN ACT RELATING TO THE STATE EMPLOYEES COMBINED CAMPAIGN, on today's Calendar for immediate consideration.

The bill passes its second reading, by electronic vote (97-1), and there being no objection is read a third time.

Representative Mitchell requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (98-1).

The bill passes its third reading and is ordered sent to the Senate by Special Message.

MOTION TO RECONSIDER VOTE

Representative C. Wilson moves that the vote by which **H.B. 956**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO PROVISIONALLY RESTORE THE DRIVERS LICENSE OF A PERSON CONVICTED OF HABITUAL IMPAIRED DRIVING AFTER FIVE YEARS, passed its second reading be reconsidered.

The motion fails by electronic vote (53-54).

CALENDAR (continued)

H.B. 956, A BILL TO BE ENTITLED AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO PROVISIONALLY RESTORE THE DRIVERS LICENSE OF A PERSON CONVICTED OF HABITUAL IMPAIRED DRIVING AFTER FIVE YEARS.

Representative Baddour moves that the bill be withdrawn from the Calendar and re-referred to the Committee on Judiciary I.

Representative Baddour withdraws his motion.

The bill fails to pass its third reading by electronic vote (14-95).

Committee Substitute for **H.B. 1209**, A BILL TO BE ENTITLED AN ACT TO IMPROVE BOATING SAFETY BY AMENDING THE STATE LAW REGULATING PERSONAL WATERCRAFT OPERATION TO CONFORM WITH THE RECOMMENDATIONS OF THE NATIONAL ASSOCIATION OF STATE BOATING LAW ADMINISTRATORS AND TO OTHERWISE IMPROVE PERSONAL WATERCRAFT SAFETY.

Representative Ellis offers Amendment No. 3 which fails of adoption by electronic vote (15-94).

Representative Baddour requests and is granted permission to change his vote from "aye" to "no". This request is granted. The adjusted vote total is (14-95).

The bill, as amended, passes its third reading, by electronic vote (107-3), and is ordered engrossed and sent to the Senate by Special Message.

H.B. 1029, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A NEWLY INCORPORATED MUNICIPALITY MAY WAIVE ITS POWELL BILL FUNDS AND HAVE SECONDARY ROADS THAT WERE ON THE PAVEMENT PRIORITY LIST AND SCHEDULED TO BE PAVED PRIOR TO INCORPORATION PAVED BY THE DEPARTMENT OF TRANSPORTATION ACCORDING TO THE PRIORITY LIST.

Representative Decker offers Amendment No. 1.

Representative Decker moves that the bill, with pending amendment, be withdrawn from the Calendar and re-referred to the Committee on Appropriations, Subcommittee on Transportation.

Representative Decker inquires of the Chair if the bill is considered an Appropriations bill and whether it is subject to the crossover deadline. The Speaker rules that it is an Appropriations bill and would not be subject to the deadline.

The motion to re-refer passes by electronic vote (72-34).

Committee Substitute for **H.B. 1267**, A BILL TO BE ENTITLED AN ACT PROTECTING PUBLIC SCHOOL EMPLOYEES WHO MAKE FORMAL OR INFORMAL COMPLAINTS ALLEGING SEXUAL HARASSMENT, which was temporarily displaced with Amendment No. 1 pending, is before the Body.

Representative Adams withdraws Amendment No. 1.

Representative Adams offers Amendment No. 2 which is adopted by electronic vote (76-27).

Representative Gibson requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (77-27).

Representative Goodwin offers Amendment No. 3 which is adopted by electronic vote (104-0).

Representative Braswell offers Amendment No. 4 which is adopted by electronic vote (104-0).

The bill, as amended, passes its second reading, by electronic vote (101-3), and there being no objection is read a third time.

Representative Esposito requests and is granted permission to change her vote from "no" to "aye". The adjusted vote total is (102-2).

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

Committee Substitute for **H.B. 959**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTY FOR AND EXPAND THE CRIMINAL OFFENSE OF COCKFIGHTING.

Representative Russell offers Amendment No. 1 which is adopted by electronic vote (103-2).

The bill, as amended, passes its second reading, by electronic vote (93-12), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate by Special Message.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following report from standing committee is presented:

By Representative Dedmon for the Committee on Local Government I:

H.B. 845, A BILL TO BE ENTITLED AN ACT EXPANDING THE PERMISSIBLE PURPOSES OF THE GREENVILLE UTILITIES COMMISSION, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

Representative Culpepper moves, seconded by Representative Goodwin, that the House adjourn, subject to the first reading and reference to committee of bills and resolutions, and to the receipt of Special Messages from the Senate, to reconvene Monday, May 3, 1999 at 7:00 p.m.

The motion carries.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Justus, Adams, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Braswell, Bridgeman, Brubaker, Buchanan, Cansler, Capps, Church, Clary, Cole, Cox, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Eddins, Edwards, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Jarrell, Jeffus, Kiser, Luebke, McAllister, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Mitchell, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Ramsey, Rayfield, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Sutton, Tallent, Teague, Thomas, Thompson, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue:

H.B. 1362, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR METAL DETECTORS FOR THE PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representative Justus:

H.J.R. 1363, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE PREVENTION, TREATMENT, AND INCIDENCE OF GROUP B STREPTOCOCCUS AND ITS EFFECTS ON PREGNANT WOMEN AND INFANTS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McCrary, Dockham, and Howard:

H.B. 1364, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR REPAIRS AT A CAMP IN DAVIDSON COUNTY AT WHICH THE DAVIDSON COUNTY AGRICULTURAL FAIR ASSOCIATION SPONSORS A CAMP FOR UNDERPRIVILEGED CHILDREN AND OTHER YOUTH GROUPS, is referred to the Committee on Appropriations.

By Representative Hill:

H.J.R. 1365, A JOINT RESOLUTION DIRECTING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY CHAPTER 51 OF THE GENERAL STATUTES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Daughtry:

H.B. 1366, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE WORLD TRADE CENTER NORTH CAROLINA TO SUPPORT INTERNATIONAL TRADE EDUCATION PROGRAMS FOR SMALL AND MEDIUM-SIZED BUSINESSES IN THE STATE, is referred to the Committee on Appropriations.

By Representative Cole:

H.B. 1367, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR REPAIRS AND RENOVATIONS AT CHINQUA-PENN PLANTATION, is referred to the Committee on Appropriations.

By Representative Baddour:

H.B. 1368, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A DHHS STUDY AND ANALYSIS OF THE COSTS OF TREATING AND CARING FOR PERSONS WITH TRAUMATIC BRAIN INJURY, is referred to the Committee on Appropriations.

By Representative Baddour:

H.B. 1369, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR REPAIRS AND RENOVATIONS AT THE EASTERN REGION VOCATIONAL REHABILITATION FACILITY PROJECT IN GOLDSBORO, is referred to the Committee on Appropriations.

By Representatives Baddour and Miner:

H.B. 1370, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CAROLINA BALLET, INC., A PROFESSIONAL BALLET, is referred to the Committee on Appropriations.

By Representatives Baddour, Barefoot, Fitch, and Goodwin:

H.B. 1371, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SERVICE AS A MAGISTRATE SHALL APPLY TOWARD LONGEVITY PAY FOR CLERKS OF SUPERIOR COURT, is referred to the Committee on Pensions and Retirement and, if favorable, to the Committee on Appropriations.

By Representatives Wainwright, Cunningham, and Earle (Primary Sponsors):

H.B. 1372, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE PROGRAMS OF THE GREATER ENRICHMENT PROGRAM, is referred to the Committee on Appropriations.

By Representative Miller:

H.B. 1373, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE FRANCHISE TAX FLOOR BASED ON TAXABLE TANGIBLE AND INTANGIBLE PROPERTY AND TO DELETE A DEDUCTION FOR DEBT INCURRED IN THE ACQUISITION OF REAL PROPERTY, is referred to the Committee on Finance.

By Representative Miller:

H.B. 1374, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEFINITION OF "UTILITY" FOR SALES TAX PURPOSES, is referred to the Committee on Finance.

By Representatives Adams, Bowie, Boyd-McIntyre, Brubaker, Culp, Decker, Jarrell, Jeffus, McComas, and Wood:

H.B. 1375, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO GUILFORD COUNTY FOR ITS LOCAL GROUNDWATER PROTECTION AND LEAKING PETROLEUM UNDERGROUND STORAGE TANK PROGRAM, is referred to the Committee on Appropriations.

By Representatives Adams, Berry, Blue, Brubaker, Fitch, Gardner, Hensley, Howard, Hunter, McAllister, Morgan, and Womble:

H.B. 1376, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF COMMERCE AND THE STATE TREASURER TO DEVELOP PROPOSALS FOR CREDIT ENHANCEMENT FOR TOURISM DEVELOPMENT PROJECTS, is referred to the Committee on Appropriations.

By Representatives Warner and Barefoot:

H.B. 1377, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY MAGISTRATES' SALARIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Warwick, Barefoot, Cox, Mosley, and Smith:

H.B. 1378, A BILL TO BE ENTITLED AN ACT RELATING TO THE REINSTATEMENT OF STATE EMPLOYEE SICK LEAVE, is referred to the Committee on State Personnel and, if favorable, to the Committee on Appropriations.

By Representatives Warwick, Barefoot, Cox, and Mosley:

H.B. 1379, A BILL TO BE ENTITLED AN ACT TO PERMIT TEACHERS TO TAKE PERSONAL LEAVE TIME WITHOUT A SALARY DEDUCTION FOR THE SUBSTITUTE TEACHER, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Culpepper and Goodwin:

H.B. 1380, A BILL TO BE ENTITLED AN ACT TO ALLOW A PERSON WHO SUFFERS FROM A MEDICAL CONDITION THAT CAUSES THE PERSON TO BE PHOTSENSITIVE TO VISIBLE LIGHT TO HAVE A DARKER VEHICLE WINDOW THAN IS ALLOWED UNDER THE WINDOW TINTING LAWS, is referred to the Committee on Finance.

By Representative Culpepper:

H.B. 1381, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES FOR THE STATE'S RESOURCE CONSERVATION AND DEVELOPMENT COUNCILS, is referred to the Committee on Appropriations.

By Representatives Hurley, Luebke, Morris, Saunders, and Warner:

H.B. 1382, A BILL TO BE ENTITLED AN ACT TO ENHANCE LOCAL GOVERNMENT POWERS RELATIVE TO THE ALCOHOL BEVERAGE CONTROL LAWS, is referred to the Committee on Alcohol Beverage Control and, if favorable, to the Committee on Finance.

By Representatives Hurley, Kinney, McAllister, Morris, Warner, and Yongue:

H.B. 1383, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR DATA COLLECTION, RESTORATION EFFORTS, RESEARCH, AND PUBLIC EDUCATION REGARDING THE CAPE FEAR RIVER BASIN, is referred to the Committee on Appropriations.

By Representatives Hunter, Adams, Alexander, Blue, Braswell, Cox, Gibson, Goodwin, Hensley, McAllister, McCrary, Oldham, Owens, and Womble:

H.B. 1384, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXTEND ADOPTION ASSISTANCE PAYMENTS TO AGE NINETEEN AND TO PROVIDE A SUPPLEMENT TO ADOPTION ASSISTANCE PAYMENTS FOR PARENTS WHO ADOPT TEENAGERS, is referred to the Committee on Appropriations.

By Representatives Nye, Cox, Nesbitt, and Warwick:

H.J.R. 1385, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY REGULATION OF ADULT CARE HOMES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives McAllister, Hunter, and Morgan (Primary Sponsors); Adams, Arnold, Baker, Berry, Bowie, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Creech, Culp, Davis, Eddins, Esposito, Fitch, Gardner, Gillespie, Gray, Gulley, Holmes, McCombs, McMahan, Mitchell, Morris, Pope, Rayfield, Setzer, Sexton, Starnes, Sutton, Teague, Walend, and Wood:

H.B. 1386, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO PRIVATIZE THE FERRY DIVISION, is referred to the Committee on Transportation and, if favorable, to the Committee on Appropriations.

By Representatives McAllister, Esposito, Howard, and Moore (Primary Sponsors); Adams, Blue, Bonner, Fitch, Hurley, Jarrell, Jeffus, Kinney, and Warner:

H.B. 1387, A BILL TO BE ENTITLED AN ACT TO ENACT THE SUCCESS IN EDUCATION ACT OF 1999, is referred to the Committee on Appropriations.

By Representative Miller:

H.B. 1388, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR UNIFORM TAX TREATMENT OF INTERSTATE AND INTRASTATE SALES, is referred to the Committee on Finance.

By Representative Miller:

H.B. 1389, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE STATE AND LOCAL SALES TAX SYSTEM, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Cole, Allred, and Teague (Primary Sponsors):

H.B. 1390, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DATE FOR THE DEPARTMENT OF CORRECTION TO REPORT ON THE WORK RELEASE PILOT BEING CONDUCTED AT THE ALAMANCE CORRECTIONAL CENTER AND TO APPROPRIATE ADDITIONAL FUNDS TO IMPLEMENT THE PILOT PROGRAM, is referred to the Committee on Appropriations.

By Representative Blue:

H.B. 1391, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR PUBLIC PURPOSES IN WAKE COUNTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Moore, Barefoot, and Nesbitt:

H.B. 1392, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A SALARY SCHEDULE FOR ASSISTANT TEACHERS, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Insko and Mosley:

H.B. 1393, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF INSURANCE TO EXPAND THE SENIORS' HEALTH INSURANCE INFORMATION PROGRAM, is referred to the Committee on Appropriations.

By Representative Insko:

H.B. 1394, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A NEW FACILITY FOR THE WHITAKER SCHOOL, is referred to the Committee on Appropriations.

By Representatives Insko and Barefoot:

H.B. 1395, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT THE HERBARIUM RESEARCH BUILDING AT THE NORTH CAROLINA BOTANICAL GARDENS, is referred to the Committee on Appropriations.

By Representatives Insko, Alexander, and Wright (Primary Sponsors); and Luebke:

H.B. 1396, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO RECOGNIZE THE RIGHT TO HEALTH CARE, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Cole:

H.B. 1397, A BILL TO BE ENTITLED AN ACT TO MAKE MORE MUNICIPALITIES ELIGIBLE FOR DEVELOPMENT ZONES, is referred to the Committee on Economic Growth and Community Development and, if favorable, to the Committee on Finance.

By Representative Wright:

H.B. 1398, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COMMUNITY-BASED NEEDLE AND SYRINGE EXCHANGE PROGRAMS, is referred to the Committee on Public Health and, if favorable, to the Committee on Appropriations.

By Representatives Earle and Cunningham (Primary Sponsors); Alexander, Easterling, Gulley, McMahan, Moore, Saunders, and C. Wilson:

H.B. 1399, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CITY OF CHARLOTTE FOR THE AFRO-AMERICAN CULTURAL CENTER, is referred to the Committee on Appropriations.

By Representatives McMahan, Baddour, and Cox (Primary Sponsors):

H.B. 1400, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING CLAIMS AGAINST PAYMENT BONDS ON PUBLIC PROJECTS, is referred to the Committee on Finance.

By Representatives Earle, Cansler, and Fox (Primary Sponsors); Barefoot, Bonner, Braswell, Bridgeman, Clary, Saunders, Sherrill, Tucker, Walend, Warren, and Yongue:

H.B. 1401, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE AND SUSTAIN THE CAPACITY OF NONPROFIT HOUSING ORGANIZATIONS TO PROVIDE AFFORDABLE HOMES, is referred to the Committee on Appropriations.

By Representatives Alexander, Earle, Goodwin, and Nesbitt (Primary Sponsors); Adams, Barefoot, Blue, Bonner, Braswell, Church, Cunningham, Easterling, Fitch, Hackney, Hardaway, Hill, Hunter, Hurley, Insko, Jarrell, Jeffus, Kinney, Luebke, Michaux, Miller, Mosley, Oldham, Smith, Tolson, Wainwright, Warner, Womble, and Yongue:

H.B. 1402, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PROGRAM WHICH ALLOWS VOTERS TO AUTHORIZE THAT PUBLIC FUNDS BE USED TO SUPPORT THE CAMPAIGNS OF

CANDIDATES FOR GOVERNOR, LIEUTENANT GOVERNOR, OTHER COUNCIL OF STATE OFFICES, AND THE GENERAL ASSEMBLY WHO AGREE TO ABIDE BY FUND-RAISING AND SPENDING LIMITS, is referred to the Committee on Election Law and Campaign Finance Reform and, if favorable, to the Committee on Appropriations.

By Representative Thompson:

H.B. 1403, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR FINDING MISSING CHILDREN, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Nye:

H.B. 1404, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A RATE INCREASE FOR CERTAIN RECIPIENTS OF SPECIAL ASSISTANCE, is referred to the Committee on Appropriations.

By Representatives Nye, Cansler, and Mosley:

H.B. 1405, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE A RATE INCREASE FOR ADULT CARE HOMES, is referred to the Committee on Appropriations.

By Representative Nye:

H.B. 1406, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE ESTABLISHMENT OF FEES FOR REVIEW OF CONSTRUCTION PLANS OF HEALTH CARE, CHILD CARING, MENTAL HEALTH, AND OTHER FACILITIES APPLYING FOR LICENSURE, is referred to the Committee on Finance.

By Representative Cansler:

H.B. 1407, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PLAN AND CRITERIA FOR ACCREDITATION OF ADULT CARE HOMES AND ASSISTED LIVING FACILITIES IN NORTH CAROLINA, AND TO APPROPRIATE FUNDS TO PROVIDE ENHANCED SPECIAL ASSISTANCE PAYMENTS TO FACILITIES MEETING THE CRITERIA, is referred to the Committee on Appropriations.

By Representatives Adams, Blue, Hunter, McAllister, and Womble:

H.B. 1408, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE EMERGENCY CASH ASSISTANCE PROGRAM, is referred to the Committee on Appropriations.

By Representative Goodwin:

H.B. 1409, A BILL TO BE ENTITLED AN ACT TO MODIFY ECONOMIC DEVELOPMENT INCENTIVES AFFECTING BORDER COUNTIES AND OTHER COUNTIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Goodwin and Cox:

H.B. 1410, A BILL TO BE ENTITLED AN ACT TO POSTPONE FOR ONE YEAR THE EFFECTIVE DATE OF CONVERSION OF THE SALES TAX AND GROSS RECEIPTS TAX ON PIPED NATURAL GAS INTO AN EXCISE TAX ON PIPED NATURAL GAS, is referred to the Committee on Finance.

By Representatives Luebke and Insko:

H.B. 1411, A BILL TO BE ENTITLED AN ACT TO REEVALUATE INEFFECTIVE TAX INCENTIVES SO THAT THE NET EFFECT OF THE WILLIAM S. LEE AMENDMENTS IS REVENUE-NEUTRAL FOR THE 1999-2000 BUDGET, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Luebke:

H.B. 1412, A BILL TO BE ENTITLED AN ACT TO MODIFY THE STATE TAX LAWS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Luebke and Insko:

H.B. 1413, A BILL TO BE ENTITLED AN ACT TO CREATE THE STUDY COMMISSION ON BEVERAGE CONTAINER DEPOSITS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Luebke:

H.B. 1414, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CENTER FOR DOCUMENTARY STUDIES TO EXHIBIT HIGHLIGHTS OF THE ANNUAL

DOUBLETAKE FILM FESTIVAL ACROSS NORTH CAROLINA, is referred to the Committee on Appropriations.

By Representatives Luebke, Michaux, Miller, and Mosley (Primary Sponsors):

H.B. 1415, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE DURHAM COUNTY TEEN COURT, is referred to the Committee on Appropriations.

By Representatives Yongue, Preston, Sherrill, and Warner (Primary Sponsors); Barefoot, Bonner, Braswell, Bridgeman, Cox, Gibson, Melton, Moore, Rogers, Smith, Teague, and Warren:

H.B. 1416, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PAY A BONUS TO CHILD NUTRITION PERSONNEL IN THE PUBLIC SCHOOLS, is referred to the Committee on Appropriations.

By Representatives Yongue, Sutton, and Bonner:

H.B. 1417, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE PHASE II OF CONSTRUCTION AT THE FIVE POINTS HORSE PARK IN HOKE COUNTY, is referred to the Committee on Appropriations.

By Representatives Baddour and Nesbitt (Primary Sponsors); Hardaway and Smith:

H.B. 1418, A BILL TO BE ENTITLED AN ACT TO DEDICATE A PORTION OF COURT COSTS TO PROVIDE ACCESS TO CIVIL JUSTICE, is referred to the Committee on Appropriations.

By Representative Cunningham:

H.B. 1419, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE BETHLEHEM CENTER OF CHARLOTTE, INC.'S, YOUTH EMPLOYMENT PROGRAM, is referred to the Committee on Appropriations.

By Representative Cunningham:

H.B. 1420, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR OPERATING EXPENSES OF THE

ANITA STROUD FOUNDATION IN CHARLOTTE, is referred to the Committee on Appropriations.

By Representative Cunningham:

H.B. 1421, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE SICKLE CELL DISEASE ASSOCIATION OF SOUTHERN PIEDMONT FOR OUTREACH AND OPERATION, is referred to the Committee on Appropriations.

By Representative Cunningham:

H.B. 1422, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE YOUNG MEN'S CHRISTIAN ASSOCIATION OF GREATER CHARLOTTE FOR THE MCCROREY BRANCH OPERATIONS, is referred to the Committee on Appropriations.

By Representative Earle:

H.B. 1423, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Earle:

H.B. 1424, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Earle:

H.B. 1425, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Yongue, Bonner, and Goodwin:

H.B. 1426, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE MAINTENANCE AND PRESERVATION OF THE SCOTLAND COUNTY HISTORIC PROPERTIES, INC., LOCOMOTIVES AND TRACK, is referred to the Committee on Appropriations.

By Representative Warwick:

H.B. 1427, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR RENOVATION AND RESTORATION PROJECTS OF THE TOWNS ON TOPSAIL ISLAND, is referred to the Committee on Appropriations.

By Representative Warwick:

H.B. 1428, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SAMPSON COUNTY TO RELOCATE THE CLAUDE MOORE CABIN MUSEUMS, is referred to the Committee on Appropriations.

By Representatives Redwine and Barefoot:

H.B. 1429, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ADD A PLANETARIUM AND SPACE SCIENCE EDUCATION WING TO THE MUSEUM OF COASTAL CAROLINA, is referred to the Committee on Appropriations.

By Representatives Blue, Fitch, and Luebke:

H.B. 1430, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE HOSPITALITY AND TOURISM PROGRAM AT NORTH CAROLINA CENTRAL UNIVERSITY, is referred to the Committee on Appropriations.

By Representatives Braswell, Alexander, and Allen (Primary Sponsors); Cole, Cox, Crawford, Edwards, Fox, Haire, Hill, Luebke, McLawhorn, Nesbitt, Owens, Redwine, Rogers, Smith, Sutton, Tolson, Tucker, Warren, Warwick, Womble, and Yongue:

H.B. 1431, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CREATION OF A TOBACCO TRUST RESERVE FUND AND A HEALTH TRUST RESERVE FUND AND COMMISSIONS TO ADMINISTER THOSE FUNDS, is referred to the Select Committee on the Tobacco Settlement.

By Representatives McComas, McMahan, and Easterling (Primary Sponsors):

H.B. 1432, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE REGIONAL FILM COMMISSIONS IN WESTERN NORTH CAROLINA AND IN THE

CITIES OF CHARLOTTE, WINSTON-SALEM, AND WILMINGTON, is referred to the Committee on Appropriations.

By Representatives Miller and Allen:

H.B. 1433, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR INDIVIDUALS TO PAY THEIR ANNUAL USE TAX WITH THEIR INCOME TAX FORMS, TO PROMOTE ELECTRONIC FILING, AND TO IMPROVE TAX COLLECTION, is referred to the Committee on Finance.

By Representatives Redwine and McComas (Primary Sponsors); and Luebke:

H.B. 1434, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A COASTAL RECREATIONAL FISHING LICENSE, is referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Finance.

By Representative Boyd-McIntyre:

H.B. 1435, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A STUDY COMMISSION ON CHILDREN WITH SPECIAL NEEDS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Boyd-McIntyre:

H.B. 1436, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF THE NORTH CAROLINA TEXTBOOK COMMISSION AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representative Capps:

H.B. 1437, A BILL TO BE ENTITLED AN ACT TO REQUIRE TRUTH IN ADVERTISING CERTAIN COSTS OF SERVICING OR REPAIRING PRIVATE PASSENGER VEHICLES AND TO APPROPRIATE FUNDS TO PUBLICIZE THIS REQUIREMENT, is referred to the Committee on Ways and Means and, if favorable, to the Committee on Appropriations.

By Representatives Hunter and Adams:

H.B. 1438, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO STUDY THE USE OF STATE SCHOOL BOND FUNDS TO DETERMINE WHETHER THESE FUNDS WERE ALLOCATED FAIRLY TO ALL SCHOOLS, INCLUDING SCHOOLS THAT SERVE LOW-WEALTH AND MINORITY COMMUNITIES, is referred to the Committee on Appropriations.

By Representatives Hardaway, Cunningham, Boyd-McIntyre, and Wright (Primary Sponsors); Bonner, Braswell, Earle, Wainwright, and Yongue:

H.B. 1439, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR BOYS AND GIRLS CLUBS TO PREVENT JUVENILE DELINQUENCY AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, is referred to the Committee on Appropriations.

By Representative Mosley:

H.B. 1440, A BILL TO BE ENTITLED AN ACT TO ENHANCE AND STRENGTHEN NORTH CAROLINA'S DRIVER AND SAFETY EDUCATION PROGRAM AND TO PROVIDE FUNDS FOR THIS PURPOSE, is referred to the Committee on Education and, if favorable, to the Committee on Appropriations.

By Representatives Nesbitt, Barefoot, Cansler, Cox, Ramsey, Redwine, and Smith:

H.B. 1441, A BILL TO BE ENTITLED AN ACT TO RESTORE FULL FUNDING FOR REGIONAL ECONOMIC DEVELOPMENT COMMISSIONS, is referred to the Committee on Appropriations.

By Representatives Nesbitt, Barefoot, Cansler, Cox, Ramsey, and Smith:

H.B. 1442, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE STATE SCHOOL TECHNOLOGY FUND, is referred to the Committee on Appropriations.

By Representatives Miner and Blue (Primary Sponsors); Adams, Alexander, Bowie, Cansler, Capps, Cunningham, Decker, Earle, Easterling, Eddins, Ellis, Gray, Gulley, Hensley, Hurley, Jarrell, Jeffus, Kinney, McAllister, McComas, McCombs, McMahan, Morris, Mosley, Pope, Rayfield, Saunders, Sherrill, Starnes, Wainwright, Warner, C. Wilson, Womble, and Wright:

H.B. 1443, A BILL TO BE ENTITLED AN ACT TO MODIFY THE STATUTE GOVERNING MUNICIPAL PARTICIPATION IN IMPROVEMENTS TO THE STATE HIGHWAY SYSTEM, is referred to the Committee on Transportation.

By Representatives Luebke and Easterling (Primary Sponsors):

H.B. 1444, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA LOW-INCOME HOUSING COALITION, is referred to the Committee on Appropriations.

By Representative Luebke:

H.B. 1445, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A STUDY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Luebke:

H.B. 1446, A BILL TO BE ENTITLED AN ACT TO CREATE THE STUDY COMMISSION ON THE EXPANSION OF GUN SAFETY STORAGE AND TO APPROPRIATE FUNDS FOR THE STUDY COMMISSION, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Blue, Fitch, and Luebke:

H.B. 1447, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE MARTIN LUTHER KING RACE RELATIONS RESEARCH CENTER AT NORTH CAROLINA STATE UNIVERSITY, is referred to the Committee on Appropriations.

By Representative Warwick:

H.B. 1448, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SAMPSON COUNTY TO RESTORE AND RENOVATE BUILDINGS AND STRUCTURES OF HISTORICAL NATURE, is referred to the Committee on Appropriations.

By Representative Warwick:

H.B. 1449, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PENDER COUNTY TO SECURE AND ERECT HISTORICAL MARKERS, is referred to the Committee on Appropriations.

By Representatives Adams, Berry, Howard, and McAllister (Primary Sponsors); Fitch and Hunter:

H.B. 1450, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXPAND THE SCHOOL BREAKFAST PROGRAM, is referred to the Committee on Appropriations.

By Representative Hurley:

H.J.R. 1451, A JOINT RESOLUTION TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATED TO THE REGULATION OF CASH CONVERTERS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Warwick:

H.B. 1452, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PENDER COUNTY TO FURTHER DEVELOP AND REFURBISH THE COMMUNITY BUILDINGS AND HISTORICAL STRUCTURES IN THREE COMMUNITIES, is referred to the Committee on Appropriations.

By Representative Fitch:

H.B. 1453, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO REMEDIATE THE FIRE TRAINING GROUND AT WILSON TECHNICAL COMMUNITY COLLEGE, is referred to the Committee on Appropriations.

By Representative Tolson:

H.B. 1454, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DEMONSTRATE THE APPLICATION OF A CERTAIN ANIMAL WASTE TREATMENT TECHNOLOGY USED IN COMBINATION WITH INTEGRATED FARMING METHODS, is referred to the Committee on Appropriations.

By Representatives Nesbitt and Smith:

H.B. 1455, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ECKERD WILDERNESS CAMP PROGRAM, is referred to the Committee on Appropriations.

By Representative Warwick:

H.B. 1456, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SAMPSON COUNTY TO FURTHER DEVELOP AND REFURBISH THE COMMUNITY BUILDING AND HISTORICAL STRUCTURES, is referred to the Committee on Appropriations.

By Representative Miller:

H.B. 1457, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW COMMUNITY ARTS CENTER IN BLOWING ROCK, is referred to the Committee on Appropriations.

By Representatives Nesbitt and Redwine (Primary Sponsors); Barefoot, Cansler, Luebke, Ramsey, and Smith:

H.B. 1458, A BILL TO BE ENTITLED AN ACT TO ENHANCE OUTPATIENT PRESCRIPTION DRUG BENEFITS UNDER THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, AND TO APPROPRIATE FUNDS THEREFOR, is referred to the Committee on Insurance and, if favorable, to the Committee on Appropriations.

By Representatives Wright and Easterling:

H.B. 1459, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE PROGRAMS OF TAKE A KID FISHING FOUNDATION, is referred to the Committee on Appropriations.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

S.B. 130, A BILL TO BE ENTITLED AN ACT TO ELIMINATE THE SUNSET ON USING SAVED EMPLOYER FICA CONTRIBUTIONS TO PAY THE ADMINISTRATIVE EXPENSES OF THE FLEXIBLE BENEFITS PROGRAM, is read the first time and referred to the Committee on Appropriations.

Committee Substitute for **S.B. 212,** A BILL TO BE ENTITLED AN ACT TO AMEND CERTAIN STATUTES REGARDING THE NORTH CAROLINA BOARD OF MORTUARY SCIENCE AND MUTUAL BURIAL ASSOCIATIONS, AND MINIMUM BURIAL DEPTHS, is read the first time and referred to the Committee on Ways and Means.

Committee Substitute for **S.B. 653**, A BILL TO BE ENTITLED AN ACT RELATING TO INVESTMENT OF HEALTH TRUST FUND MONIES BY THE COUNTY OF DURHAM, is read the first time and referred to the Committee on Local Government I.

S.B. 878, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN NONPROFIT WATER CORPORATIONS TO BE ELIGIBLE FOR REVOLVING LOANS AND GRANTS FROM THE DRINKING WATER TREATMENT REVOLVING LOAN FUND, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 1039**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NEW MULTICAMPUS COMMUNITY COLLEGE TO SERVE ANSON AND UNION COUNTIES, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 353**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF DAVIDSON TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET, is read the first time and referred to the Committee on Finance.

S.B. 618, A BILL TO BE ENTITLED AN ACT TO ENABLE THE COUNTY OF MACON TO ESTABLISH AN AIRPORT AUTHORITY FOR THE MAINTENANCE OF AIRPORT FACILITIES IN THE COUNTY, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 712**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CORNELIUS TO PROVIDE FOR VOLUNTARY ANNEXATION OF PROPERTY SUBJECT TO PRESENT-USE VALUE APPRAISAL, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 10**, A BILL TO BE ENTITLED AN ACT TO ENACT REFORMS IN THE LONG-TERM CARE INDUSTRY IN ORDER TO IMPROVE QUALITY OF CARE, INCREASE PROTECTION OF RESIDENTS, AND STRENGTHEN REGULATORY OVERSIGHT OF INDUSTRY PRACTICES, is read the first time and referred to the Select Committee on Health Care Delivery.

Committee Substitute for **S.B. 513**, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH BENEFIT PLANS THAT COVER PRESCRIPTION DRUGS TO ISSUE UNIFORM PRESCRIPTION DRUG

IDENTIFICATION CARDS, is read the first time and referred to the Committee on Insurance.

Committee Substitute for **S.B. 586**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE LAW REGARDING THE DISTRIBUTION OF TEXTBOOKS TO THE PUBLIC SCHOOLS AND TO MAKE RECOMMENDATIONS REGARDING ANY CHANGES, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 638**, A BILL TO BE ENTITLED AN ACT TO REDEFINE "EMPLOYEE" AND "EMPLOYER" IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, is read the first time and referred to the Committee on Pensions and Retirement.

Committee Substitute for **S.B. 643**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING INSURANCE PREMIUM FINANCING, is read the first time and referred to the Committee on Insurance.

Committee Substitute for **S.B. 783**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT NURSING HOMES PROVIDING SPECIAL CARE FOR PERSONS WITH ALZHEIMER'S DISEASE OR OTHER DEMENTIAS DISCLOSE CERTAIN INFORMATION, is read the first time and referred to the Committee on Health.

Committee Substitute for **S.B. 839**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COMMISSIONER OF INSURANCE TO REQUIRE INTERIM CLAIMS PAYMENTS TO PROVIDERS IN THE EVENT CLAIMS CANNOT BE TIMELY PROCESSED DUE TO YEAR 2000 COMPUTER PROBLEMS, is read the first time and referred to the Committee on Insurance.

Committee Substitute for **S.B. 867**, A BILL TO BE ENTITLED AN ACT AMENDING CERTAIN PROVISIONS OF THE REAL ESTATE LICENSE LAW, is read the first time and referred to the Committee on Judiciary I.

S.B. 908, A BILL TO BE ENTITLED AN ACT TO REVISE THE UNIFORM COMMERCIAL CODE TO PROVIDE THAT WAREHOUSEMEN DO NOT HAVE TO ISSUE WRITTEN RECEIPTS

AS A PRECONDITION TO CREATING A LIEN, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 920**, A BILL TO BE ENTITLED AN ACT TO UPDATE THE NORTH CAROLINA CONTROLLED SUBSTANCES ACT TO ACCURATELY REFLECT THE CURRENT SCHEDULING OF CONTROLLED SUBSTANCES, AS SCHEDULED BY THE DRUG ENFORCEMENT ADMINISTRATION AND TO PROHIBIT TRAFFICKING IN METHYLENEDIOXYAMPHETAMINE (MDA) OR METHYLENEDIOXYMETHAMPHETAMINE (MDMA), is read the first time and referred to the Committee on Judiciary III.

Committee Substitute for **S.B. 960**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE BOARD OF PHARMACY TO ADOPT RULES REGULATING PHARMACIES, is read the first time and referred to the Committee on Health.

Committee Substitute for **S.B. 1004**, A BILL TO BE ENTITLED AN ACT REVISING THE PROCEDURE USED BY THE NORTH CAROLINA BOARD FOR LICENSING OF GEOLOGISTS TO ADDRESS COMPLAINTS AND INVESTIGATIONS AND AUTHORIZING THE BOARD TO ASSESS CIVIL PENALTIES, is read the first time and referred to the Committee on Ways and Means.

Committee Substitute for **S.B. 1005**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH CERTAIN LIMITATIONS REGARDING POTENTIAL LIABILITY OF NORTH CAROLINA'S BUSINESSES ARISING FROM YEAR 2000 PROBLEMS, is read the first time and referred to the Committee on Judiciary IV.

Committee Substitute for **S.B. 1012**, A BILL TO BE ENTITLED AN ACT TO ALLOW A PRESIDING JUDGE IN A COUNTY WITH PROPER VENUE TO EXTEND THE STATUTE OF LIMITATIONS IN A MEDICAL MALPRACTICE ACTION THAT WAS IMPROPERLY PLEADED UNDER RULE 9 OF THE RULES OF CIVIL PROCEDURE, is read the first time and referred to the Committee on Judiciary II.

S.B. 1021, A BILL TO BE ENTITLED AN ACT CONCERNING THE ADMISSIBILITY INTO EVIDENCE OF PUBLIC OR PRIVATE RECORDS MAINTAINED ON PERMANENT, NONERASABLE, MACHINE-READABLE MEDIA AND RELATING TO THE MAINTENANCE AND PRESERVATION OF PUBLIC RECORDS

USING THOSE MEDIA, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 1055**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF A COURT REPORTING SERVICE THAT HAS AN INTEREST WHEN A DEPOSITION IS TAKEN, is read the first time and referred to the Committee on Judiciary IV.

Committee Substitute for **S.B. 1089**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A STUDY OF MANAGED CARE, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 1093**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW TO ENSURE THAT ALL TEACHERS RECEIVE A DUTY FREE PERIOD EACH DAY, is read the first time and referred to the Committee on Education.

Committee Substitute for **S.B. 1113**, A BILL TO BE ENTITLED AN ACT RELATING TO EMPLOYER CONTACT WITH MEDICAL CARE PROVIDERS FOR CLAIMS UNDER THE WORKERS' COMPENSATION ACT, is read the first time and referred to the Committee on Judiciary I.

S.B. 1116, A BILL TO BE ENTITLED AN ACT TO RESERVE THE USE OF GREEN LIGHT ON CERTAIN VEHICLES TO THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY AND THOSE AUTHORIZED BY THE DEPARTMENT, is read the first time and referred to the Committee on Judiciary III.

Committee Substitute for **S.B. 1122**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW TO ALLOW COUNTIES TO REDUCE CERTAIN COUNTY APPROPRIATIONS AND EXPENDITURES FOR AREA MENTAL HEALTH AUTHORITIES FOR FUTURE FISCAL YEARS, is read the first time and referred to the Committee on Mental Health.

Committee Substitute for **S.B. 1140**, A BILL TO BE ENTITLED AN ACT TO BAN NEW OR REPLACEMENT BILLBOARDS ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY, is read the first time and referred to the Committee on Transportation.

The House stands adjourned at 5:32 p.m.

FIFTY-SIXTH DAY**HOUSE OF REPRESENTATIVES**

Monday, May 3, 1999

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

“Loving God, we come before You to offer our thanksgiving. We are grateful for Your grace that sustained us through the long hours of legislation last week. Many bills were addressed; many voices were heard; many votes were cast. All this was done out of respect to our call and election to be representatives of the people. Yet, we recognize we did not accomplish these tasks on our own, as if we were solitary individuals without assistance.

“Thank You, O God, for the support staff that bless our lives and add to the productivity of our labors. We are thankful for loyal administrative assistants and eager pages. We are grateful for the Principal Clerk and the dedicated workers in her office, as well as, the Sergeant-at-Arms and his helpful staff. Through their faithfulness, good work, enthusiasm, and friendship we have been blessed.

“Forgive us when we have failed to acknowledge the debt of gratitude we owe them and for the times we have neglected to share well-deserved praise. Remind us, O Lord, of our interconnectedness in work and the mutuality of our service. Amen.”

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of April 29 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Arnold, Blue, Decker, Ellis, Hurley, Kinrey McComas, Morris, Russell, Sexton, Starnes, Sutton, Teague, C. Wilson, Womble, and Yongue for today.

CHAPTERED BILL

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 225, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING CERTIFICATION AND EMPLOYMENT OF ASSISTANT PRINCIPALS. (S.L. 1999-30)

INTRODUCTION OF PAGES

Pages for the week of May 3 are introduced to the membership. They are: Joseph Blanchard of Duplin; Kimberly Carter of Lincoln; Jacoby Davis of Wayne; Susan Dawson of Wake; Allison Dillard of Watauga; Candice Freeman of McDowell; Julia Hall of Guilford; Charea Hodges of Wake; Jennifer Ingold of Guilford; Desmond Jackson of Mecklenburg; Mary Kovach of Randolph; Natasha Llorens of Guilford; Joshua Shelly of Guilford; Kendal Smith of McDowell; Stephen Sullivan of Wayne; Chad Walters of Cumberland; Ashley Washington of Robeson; and Bruce White of Durham.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representative Earle:

H.B. 1460, A BILL TO BE ENTITLED AN ACT TO LICENSE MARTIAL ARTS SCHOOLS AND INSTRUCTORS, is referred to the Committee on Finance.

SPECIAL MESSAGES FROM THE SENATE

The following special messages are received from the Senate:

Committee Substitute for **S.B. 12, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR NOMINATION OF JUSTICES OF THE SUPREME COURT AND JUDGES OF THE COURT OF APPEALS, GUBERNATORIAL APPOINTMENT, AND RETENTION BY VOTE OF THE PEOPLE,** which passed the Senate by a three-fifth's majority vote, is read the first time and referred to the Committee on Judiciary IV.

Committee Substitute for **S.B. 120**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE PENALTIES RELATED TO UNDERAGE DRINKING, is read the first time and referred to the Committee on Judiciary I.

Committee Substitute for **S.B. 292**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT CRIMINAL CASES IN SUPERIOR COURT SHALL BE CALENDARED PURSUANT TO ADMINISTRATIVE SETTINGS, is read the first time and referred to the Committee on Judiciary IV.

Committee Substitute for **S.B. 395**, A BILL TO BE ENTITLED AN ACT RELATING TO THE CABARRUS COUNTY TOURISM AUTHORITY, is read the first time and referred to the Committee on Local Government I.

Committee Substitute for **S.B. 532**, A BILL TO BE ENTITLED AN ACT REWRITING THE LAWS RELATED TO THE CIVIL SERVICE BOARD OF THE CITY OF ASHEVILLE, is read the first time and referred to the Committee on Local Government II.

Committee Substitute for **S.B. 543**, A BILL TO BE ENTITLED AN ACT RELATING TO ZONING BY FORSYTH COUNTY, THE TOWNS OF KERNERSVILLE AND LEWISVILLE, AND THE VILLAGE OF CLEMMONS, is read the first time and referred to the Committee on Local Government I.

S.B. 645, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF PARMELE, AND TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF FAIR BLUFF, is read the first time and referred to the Committee on Finance.

S.B. 708, A BILL TO BE ENTITLED AN ACT ALLOWING COUNTIES TO PROVIDE AFFORDABLE HOUSING FOR PERSONS OF LOW AND MODERATE INCOME, is read the first time and referred to the Committee on Economic Growth and Community Development.

S.B. 756, A BILL TO BE ENTITLED AN ACT TO INCREASE MANDATORY LIABILITY INSURANCE REQUIREMENTS FOR CERTAIN MOTOR VEHICLES AND TO MAKE CONFORMING CHANGES IN CHAPTER 58 OF THE GENERAL STATUTES, is read the first time and referred to the Committee on Insurance.

S.B. 829, A BILL TO BE ENTITLED AN ACT TO DIRECT THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE TO STUDY ISSUES RELATED TO PROHIBITING THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF INTERSTATE HIGHWAY 40 AND TO IMPOSE A MORATORIUM PENDING THE COMMITTEE'S REPORT TO THE GENERAL ASSEMBLY, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 830**, A BILL TO BE ENTITLED AN ACT TO REGULATE AUTO REPAIRS, is read the first time and referred to the Committee on Judiciary II.

Committee Substitute for **S.B. 929**, A BILL TO BE ENTITLED AN ACT TO REVISE THE ABATEMENT OF NUISANCES STATUTES, is read the first time and referred to the Committee on Judiciary I.

S.B. 942, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP PLANS FOR IMPLEMENTING THE STATEWIDE STUDENT ACCOUNTABILITY STANDARDS POLICY AND TO IDENTIFY RESOURCES TO ENSURE APPROPRIATE EARLY AND ONGOING ASSISTANCE FOR STUDENTS WHO NEED ASSISTANCE, is read the first time and referred to the Committee on Education.

Committee Substitute for **S.B. 1003**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES REGULATING THE ABILITY OF GUARDIANS TO MAKE GIFTS FROM INCOMPETENT WARDS' ESTATES UNDER CERTAIN CIRCUMSTANCES, is read the first time and referred to the Committee on Judiciary III.

Committee Substitute for **S.B. 1060**, A BILL TO BE ENTITLED AN ACT TO PROVIDE TRUSTEES WITH ADDITIONAL AUTHORITY TO SEVER TRUSTS INTO SEPARATE TRUSTS CONSISTENT WITH THE BEST INTERESTS OF THE TRUST BENEFICIARIES, is read the first time and referred to the Committee on Judiciary III.

S.B. 1062, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONAL CERTIFICATION BOARD TO DEFINE THE TERM CLINICAL SUPERVISOR INTERN AND AMENDING CERTIFICATION REQUIREMENTS FOR SUBSTANCE ABUSE PROFESSIONALS, is read the first time and referred to the Select Committee on Health Care Delivery.

S.B. 1081, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO EXPAND THE USE OF RECYCLED MATERIALS IN ROAD MAINTENANCE, is read the first time and referred to the Committee on Transportation.

S.B. 1096, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY FOR A SCHOOL EMPLOYEE TO POSSESS A FIREARM ON EDUCATIONAL PROPERTY AND TO MAKE IT A FELONY FOR A STUDENT OR SCHOOL EMPLOYEE TO HAVE A FIREARM AT A CURRICULAR OR EXTRACURRICULAR ACTIVITY SPONSORED BY THE SCHOOL, is read the first time and referred to the Committee on Judiciary III.

S.B. 1143, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CONTINUITY OF CONTRACTS UNDER THE MONETARY UNION IN MEMBER STATES OF THE EUROPEAN UNION, is read the first time and referred to the Committee on Ways and Means.

Committee Substitute for **S.B. 1152**, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES WITH A POPULATION OF MORE THAN TWO HUNDRED THOUSAND TO DEMOLISH AND REMOVE CERTAIN NONRESIDENTIAL BUILDINGS TO ENHANCE ECONOMIC DEVELOPMENT EFFORTS, is read the first time and referred to the Committee on Economic Growth and Community Development.

Representative Culpepper moves, seconded by Representative Ramsey, that the House adjourn, subject to the referral of bills to subcommittee, to reconvene May 4 at 2:00 p.m.

The motion carries.

SUBCOMMITTEE REFERRALS

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Education:

H.B. 1148, A BILL TO BE ENTITLED AN ACT TO POSTPONE THE EFFECTIVE DATE ON THE STATEWIDE STUDENT PROMOTION STANDARDS ADOPTED BY THE STATE BOARD OF EDUCATION;

H.B. 1323, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE INSTITUTE OF MEDICINE AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL;

H.B. 1337, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE EDUCATION OF CHILDREN WITH SPECIAL NEEDS;

H.B. 1338, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT THE TEACHER CADET PROGRAM IN HIGH SCHOOLS THROUGHOUT THE STATE;

H.B. 1354, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE FINANCIAL ASSISTANCE TO WAKE FOREST UNIVERSITY MEDICAL SCHOOL;

H.B. 1356, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE PLANT OPERATION SECTION OF THE DEPARTMENT OF PUBLIC INSTRUCTION;

H.B. 1359, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE INSTALLATION OF SEAT BELTS ON SCHOOL BUSES TRANSPORTING CHILDREN AT SPEEDS OF MORE THAN THIRTY-FIVE MILES PER HOUR AND TO REQUIRE THE STATE BOARD OF EDUCATION TO PAY THE ADDITIONAL COSTS FOR SEAT BELTS ON ALL NEW SCHOOL BUSES THAT WILL BE USED IN THIS MANNER;

H.B. 1362, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR METAL DETECTORS FOR THE PUBLIC SCHOOLS;

H.B. 1367, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR REPAIRS AND RENOVATIONS AT CHINQUA-PENN PLANTATION;

H.B. 1387, A BILL TO BE ENTITLED AN ACT TO ENACT THE SUCCESS IN EDUCATION ACT OF 1999;

H.B. 1416, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PAY A BONUS TO CHILD NUTRITION PERSONNEL IN THE PUBLIC SCHOOLS;

H.B. 1430, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE HOSPITALITY AND TOURISM PROGRAM AT NORTH CAROLINA CENTRAL UNIVERSITY;

H.B. 1438, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO STUDY THE USE OF STATE SCHOOL

BOND FUNDS TO DETERMINE WHETHER THESE FUNDS WERE ALLOCATED FAIRLY TO ALL SCHOOLS, INCLUDING SCHOOLS THAT SERVE LOW-WEALTH AND MINORITY COMMUNITIES;

H.B. 1442, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE STATE SCHOOL TECHNOLOGY FUND;

H.B. 1450, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXPAND THE SCHOOL BREAKFAST PROGRAM; and

H.B. 1454, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO DEMONSTRATE THE APPLICATION OF A CERTAIN ANIMAL WASTE TREATMENT TECHNOLOGY USED IN COMBINATION WITH INTEGRATED FARMING METHODS.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer **H.B. 1393,** A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF INSURANCE TO EXPAND THE SENIORS' HEALTH INSURANCE INFORMATION PROGRAM, to the Permanent Subcommittee on General Government.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Justice and Public Safety:

H.B. 526, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TWO ASSISTANT DISTRICT ATTORNEYS IN PROSECUTORIAL DISTRICT 15A;

H.B. 767, A BILL TO BE ENTITLED AN ACT TO DIVIDE DISTRICT COURT DISTRICT 7 AND PROSECUTORIAL DISTRICT 7 INTO DISTRICTS 7A AND 7B;

H.B. 992, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT APPROPRIATIONS FOR INDIGENT DEFENSE BE NO GREATER THAN APPROPRIATIONS FOR DISTRICT ATTORNEYS' OFFICES;

H.B. 1336, A BILL TO BE ENTITLED AN ACT DIRECTING THE ADMINISTRATIVE OFFICE OF THE COURTS TO ESTABLISH AN EDUCATIONAL PROGRAM FOR PARENTS WHO ARE PARTIES TO A CUSTODY OR VISITATION ACTION;

H.B. 1390, A BILL TO BE ENTITLED AN ACT TO EXTEND THE DATE FOR THE DEPARTMENT OF CORRECTION TO REPORT ON THE WORK RELEASE PILOT BEING CONDUCTED AT THE ALAMANCE CORRECTIONAL CENTER AND TO APPROPRIATE ADDITIONAL FUNDS TO IMPLEMENT THE PILOT PROGRAM;

H.B. 1415, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE DURHAM COUNTY TEEN COURT;

H.B. 1418, A BILL TO BE ENTITLED AN ACT TO DEDICATE A PORTION OF COURT COSTS TO PROVIDE ACCESS TO CIVIL JUSTICE;

H.B. 1439, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROGRAM FOR BOYS AND GIRLS CLUBS TO PREVENT JUVENILE DELINQUENCY AND TO APPROPRIATE FUNDS FOR THAT PURPOSE; and

H.B. 1455, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE ECKERD WILDERNESS CAMP PROGRAM.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Natural and Economic Resources:

H.B. 1332, A BILL TO BE ENTITLED AN ACT TO PROVIDE INITIATIVES TO ENCOURAGE DEVELOPMENT IN THE GLOBAL TRANSPARK DEVELOPMENT ZONE;

H.B. 1333, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONTINUE THE STATEWIDE BEAVER DAMAGE CONTROL PROGRAM;

H.B. 1339, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE EMPLOYMENT SECURITY COMMISSION FOR THE COMMON FOLLOW-UP SYSTEM AND NC WORKS STUDY;

H.B. 1341, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA TECHNOLOGICAL DEVELOPMENT AUTHORITY, INC.;

H.B. 1344, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA LEAD REGIONAL ORGANIZATIONS;

H.B. 1350, A BILL TO BE ENTITLED AN ACT TO ELIMINATE WASTE AND DUPLICATION IN STATE FUNDING OF REGIONAL DEVELOPMENT;

H.B. 1351, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR BEST ECONOMIC ENHANCEMENTS FOR TIER ONE ENTERPRISE AREAS;

H.B. 1366, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE WORLD TRADE CENTER NORTH CAROLINA TO SUPPORT INTERNATIONAL TRADE EDUCATION PROGRAMS FOR SMALL AND MEDIUM-SIZED BUSINESSES IN THE STATE;

H.B. 1376, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF COMMERCE AND THE STATE TREASURER TO DEVELOP PROPOSALS FOR CREDIT ENHANCEMENT FOR TOURISM DEVELOPMENT PROJECTS;

H.B. 1381, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES FOR THE STATE'S RESOURCE CONSERVATION AND DEVELOPMENT COUNCILS;

H.B. 1383, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR DATA COLLECTION, RESTORATION EFFORTS, RESEARCH, AND PUBLIC EDUCATION REGARDING THE CAPE FEAR RIVER BASIN;

H.B. 1401, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE AND SUSTAIN THE CAPACITY OF NONPROFIT HOUSING ORGANIZATIONS TO PROVIDE AFFORDABLE HOMES;

H.B. 1429, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO ADD A PLANETARIUM AND SPACE SCIENCE EDUCATION WING TO THE MUSEUM OF COASTAL CAROLINA;

H.B. 1432, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE REGIONAL FILM COMMISSIONS IN WESTERN NORTH CAROLINA AND IN THE CITIES OF CHARLOTTE, WINSTON-SALEM, AND WILMINGTON;

H.B. 1441, A BILL TO BE ENTITLED AN ACT TO RESTORE FULL FUNDING FOR REGIONAL ECONOMIC DEVELOPMENT COMMISSIONS; and

H.B. 1444, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA LOW-INCOME HOUSING COALITION.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Capital:

H.B. 1324, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF EAST ARCADIA IN BLADEN COUNTY FOR HISTORIC PRESERVATION PROJECTS AND THE CHILDREN AT-RISK PROGRAM;

H.B. 1328, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR EQUIPMENT AND TO RESURFACE THE STREETS AND PARKING AREAS AT BROUGHTON HOSPITAL;

H.B. 1342, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF COATS FOR SIDEWALK RECONSTRUCTION AND CAPITAL IMPROVEMENTS TO THE TOWN'S MUSEUM;

H.B. 1343, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A SPECIALIZED TRAINING CENTER FOR THE TELECOMMUNICATIONS INDUSTRY AT CENTRAL CAROLINA COMMUNITY COLLEGE;

H.B. 1346, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR ROWAN-CABARRUS COMMUNITY COLLEGE'S BUILDING 100 RENOVATION PROJECT;

H.B. 1347, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE FAYETTEVILLE-CUMBERLAND COUNTY SENIOR CITIZENS CENTER;

H.B. 1352, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE CHARLOTTE REPERTORY THEATRE;

H.B. 1355, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, DIVISION OF PARKS AND RECREATION, FOR ACQUISITION OF ADDITIONAL PARKLANDS AT LAKE JAMES STATE PARK;

H.B. 1360, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA MUSEUM OF ART;

H.B. 1361, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE GREENSBORO CHILDREN'S MUSEUM;

H.B. 1364, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR REPAIRS AT A CAMP IN DAVIDSON COUNTY AT WHICH THE DAVIDSON COUNTY AGRICULTURAL FAIR ASSOCIATION SPONSORS A CAMP FOR UNDERPRIVILEGED CHILDREN AND OTHER YOUTH GROUPS;

H.B. 1369, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR REPAIRS AND RENOVATIONS AT THE EASTERN REGION VOCATIONAL REHABILITATION FACILITY PROJECT IN GOLDSBORO;

H.B. 1370, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CAROLINA BALLET, INC., A PROFESSIONAL BALLET;

H.B. 1372, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE PROGRAMS OF THE GREATER ENRICHMENT PROGRAM;

H.B. 1375, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO GUILFORD COUNTY FOR ITS LOCAL GROUNDWATER PROTECTION AND LEAKING PETROLEUM UNDERGROUND STORAGE TANK PROGRAM;

H.B. 1394, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A NEW FACILITY FOR THE WHITAKER SCHOOL;

H.B. 1395, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT THE HERBARIUM RESEARCH BUILDING AT THE NORTH CAROLINA BOTANICAL GARDENS;

H.B. 1399, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CITY OF CHARLOTTE FOR THE AFRO-AMERICAN CULTURAL CENTER;

H.B. 1414, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE CENTER FOR DOCUMENTARY STUDIES TO EXHIBIT HIGHLIGHTS OF THE ANNUAL DOUBLETAKE FILM FESTIVAL ACROSS NORTH CAROLINA;

H.B. 1417, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO COMPLETE PHASE II OF CONSTRUCTION AT THE FIVE POINTS HORSE PARK IN HOKE COUNTY;

H.B. 1419, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE BETHLEHEM CENTER OF CHARLOTTE, INC.'S, YOUTH EMPLOYMENT PROGRAM;

H.B. 1420, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR OPERATING EXPENSES OF THE ANITA STROUD FOUNDATION IN CHARLOTTE;

H.B. 1421, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE SICKLE CELL DISEASE ASSOCIATION OF SOUTHERN PIEDMONT FOR OUTREACH AND OPERATIONS;

H.B. 1422, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO THE YOUNG MEN'S CHRISTIAN ASSOCIATION OF GREATER CHARLOTTE FOR THE MCCROREY BRANCH OPERATIONS;

H.B. 1426, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE MAINTENANCE AND PRESERVATION OF THE SCOTLAND COUNTY HISTORIC PROPERTIES, INC., LOCOMOTIVES AND TRACK;

H.B. 1427, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR RENOVATION AND RESTORATION PROJECTS OF THE TOWNS ON TOPSAIL ISLAND;

H.B. 1428, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SAMPSON COUNTY TO RELOCATE THE CLAUDE MOORE CABIN MUSEUMS;

H.B. 1447, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE MARTIN LUTHER KING RACE RELATIONS RESEARCH CENTER AT NORTH CAROLINA STATE UNIVERSITY;

H.B. 1448, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SAMPSON COUNTY TO RESTORE AND RENOVATE BUILDINGS AND STRUCTURES OF HISTORICAL NATURE;

H.B. 1449, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PENDER COUNTY TO SECURE AND ERECT HISTORICAL MARKERS;

H.B. 1452, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PENDER COUNTY TO FURTHER DEVELOP AND REFURBISH THE COMMUNITY BUILDINGS AND HISTORICAL STRUCTURES IN THREE COMMUNITIES;

H.B. 1453, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO REMEDIATE THE FIRE TRAINING GROUND AT WILSON TECHNICAL COMMUNITY COLLEGE;

H.B. 1456, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SAMPSON COUNTY TO FURTHER DEVELOP AND REFURBISH THE COMMUNITY BUILDING AND HISTORICAL STRUCTURES;

H.B. 1457, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW COMMUNITY ARTS CENTER IN BLOWING ROCK; and

H.B. 1459, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE PROGRAMS OF TAKE A KID FISHING FOUNDATION.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Health and Human Services:

H.B. 1083, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE ARTHRITIS EDUCATION TASK FORCE AND TO APPROPRIATE FUNDS THEREFOR;

H.B. 1329, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE INDEPENDENT LIVING REHABILITATION PROGRAM IN THE DIVISION OF VOCATIONAL REHABILITATION;

H.B. 1331, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE HEALTHY START FOUNDATION;

H.B. 1334, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A BIRTH DEFECT MONITORING PROGRAM;

H.B. 1335, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE CUED SPEECH CENTER, INC.;

H.B. 1345, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE ESTABLISHMENT OF HEALTHY CAROLINIAN PARTNERSHIP INITIATIVES IN EACH COUNTY;

H.B. 1353, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR TWO VOCATIONAL REHABILITATION POSITIONS IN RANDOLPH COUNTY AND TO APPROPRIATE FUNDS FOR VOCATIONAL REHABILITATION SERVICES;

H.B. 1368, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A DHHS STUDY AND ANALYSIS OF THE COSTS OF TREATING AND CARING FOR PERSONS WITH TRAUMATIC BRAIN INJURY;

H.B. 1384, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO EXTEND ADOPTION ASSISTANCE PAYMENTS TO AGE NINETEEN AND TO PROVIDE A SUPPLEMENT TO ADOPTION ASSISTANCE PAYMENTS FOR PARENTS WHO ADOPT TEENAGERS;

H.B. 1404, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A RATE INCREASE FOR CERTAIN RECIPIENTS OF SPECIAL ASSISTANCE;

H.B. 1405, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO PROVIDE A RATE INCREASE FOR ADULT CARE HOMES; and

H.B. 1407, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PLAN AND CRITERIA FOR ACCREDITATION OF ADULT CARE HOMES AND ASSISTED LIVING FACILITIES IN NORTH CAROLINA, AND TO APPROPRIATE FUNDS TO PROVIDE ENHANCED SPECIAL ASSISTANCE PAYMENTS TO FACILITIES MEETING THE CRITERIA.

The House stands adjourned at 7:49 p.m.

FIFTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, May 4, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

“Remind us, O God, that You do not call us to be successful in the eyes of the world, but to be faithful to the faith we have been given. You have not necessarily called us to great accomplishment, but to responsible living. You did not call us to great riches, only to labor for Your reign. Forgive us when we use the priorities of big business to define our effectiveness in faith. Renew our sense of calling to your priorities. Enable us to live our faith, share our love, and offer our compassion. Amen.”

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Blue, Hiatt, Morris, Sexton, Wainwright, and Womble for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Baddour for the Committee on Judiciary IV:

Committee Substitute for **S.B. 245**, A BILL TO BE ENTITLED AN ACT TO ENACT REVISED ARTICLE 5 OF THE UNIFORM COMMERCIAL CODE AND CONFORMING AND MISCELLANEOUS AMENDMENTS TO THE UNIFORM COMMERCIAL CODE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Jarrell for the Committee on Economic Growth and Community Development:

H.B. 970, A BILL TO BE ENTITLED AN ACT ALLOWING COUNTIES HAVING A POPULATION IN EXCESS OF 500,000 TO PROVIDE AFFORDABLE HOUSING FOR PERSONS OF LOW AND MODERATE INCOME, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 237, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEE PAID TO AGENTS OF THE WILDLIFE RESOURCES COMMISSION TO AWARD CERTIFICATES OF BOAT NUMBER OR OTHER VESSEL TRANSACTION AND TO AMEND THE DUTIES OF THE WILDLIFE RESOURCES COMMISSION WITH REGARD TO THE APPOINTMENT OF AGENTS FOR THE ISSUANCE OF BOAT NUMBERS, TO RAISE THE REPORTING REQUIREMENT FOR BOATING ACCIDENTS TO DAMAGES IN EXCESS OF FIVE HUNDRED DOLLARS, AND TO REPEAL THE LAW REQUIRING PERMITS FROM THE WILDLIFE RESOURCES COMMISSION TO HOLD REGATTAS AND OTHER EVENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

Committee Substitute No. 2 for **H.B. 419**, A BILL TO BE ENTITLED AN ACT CONCERNING SATELLITE ANNEXATION AND REMOVING A CERTAIN TRACT OF PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF MOUNT AIRY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

H.B. 708, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SANFORD-LEE REGIONAL AIRPORT AUTHORITY TO RECEIVE SALES TAX REFUNDS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

H.B. 738, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF NONCONTIGUOUS AREAS BY THE CITY OF GREENVILLE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

H.B. 1308, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN GOVERNMENT PURCHASES FROM STATE AND LOCAL SALES TAX, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representatives Warner and Yongue, Chairs, for the Standing Committee on Education, refer **S.J.R. 795,** A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, to the Permanent Subcommittee on Community Colleges.

Representatives Warner and Yongue, Chairs, for the Standing Committee on Education, refer the following bills to the Permanent Subcommittee on Pre-School, Elementary and Secondary Education:

S.B. 977, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE AUTHORITY OF THE SCHOOL IMPROVEMENT TEAM WITH REGARD TO THE SCHOOL CALENDAR; and

H.B. 1151, A BILL TO BE ENTITLED AN ACT TO ENHANCE THE AUTHORITY OF THE SCHOOL IMPROVEMENT TEAM WITH REGARD TO THE SCHOOL CALENDAR.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representatives Mosley and Alexander:

H.J.R. 1461, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY PATIENTS' RIGHTS WITH RESPECT TO HEALTH BENEFITS UNDER HEALTH INSURANCE AND MANAGED CARE PLANS, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Miller:

H.B. 1462, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT ELECTRICITY DOES NOT BECOME A PART OF TANGIBLE PERSONAL PROPERTY IN THE MANUFACTURING PROCESS, is referred to the Committee on Finance.

On motion of Representative Culpepper, seconded by Representative Sutton, the House adjourns at 2:19 p.m. to reconvene May 5 at 2:00 p.m.

FIFTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, May 5, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"Glorious God, You have promised that You would be with us, that Your presence would never leave us. Yet, Your presence is not announced with spectacle or fanfare, searing light or angelic voices. Rather, Your presence is recognized by the whispers of Your Spirit which lift our souls to that which is eternal or by the call of conscience that reminds us of the sacredness and holiness of others. O God, let us not miss Your presence this day. Reveal Your divine self which is enmeshed throughout our daily lives. And in the recognition of the sacred in the midst of the profane, grant us a greater respect for all of life, for all of life is graced by You. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 4 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Arnold, Blue, Braswell, Cole, Ellis, Mosley, Preston, and Wainwright for today.

ENROLLED BILL

The following bill is duly ratified and presented to the Governor:

H.B. 334, AN ACT TO REPEAL CERTAIN OBSOLETE AGRICULTURAL STATUTES.

CHAPTERED BILL

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 921, AN ACT TO REWRITE THE DEFINITIONS OF "POLITICAL COMMITTEE," "CONTRIBUTION," "EXPENDITURE," AND "CANDIDATE"; TO ADD A DEFINITION OF "INDEPENDENT EXPENDITURE"; TO REMOVE THE TERM "POLITICAL PURPOSE"; TO NARROW THE PROHIBITION ON CORPORATE AND OTHER POLITICAL EXPENDITURES TO CONSTITUTIONAL BOUNDS; TO MERGE THE FIRST QUARTERLY REPORT WITH THE PRE-PRIMARY REPORT; TO AMEND THE STATUTES WITH REGARD TO REPORTING CONTRIBUTIONS AND EXPENDITURES; AND TO MAKE OTHER CHANGES RELATED TO REPAIRING THE CAMPAIGN STATUTES AFTER THE DECISION OF THE FOURTH U.S. CIRCUIT COURT OF APPEALS IN NORTH CAROLINA RIGHT TO LIFE, INC., V. BARTLETT. (S.L. 1999-31)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Jarrell for the Committee on Local Government II:

S.B. 299, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FORCE ACCOUNT LIMIT FOR CABARRUS COUNTY AND THE CITY OF CONCORD, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

S.B. 433, A BILL TO BE ENTITLED AN ACT RELATING TO THE EXERCISE OF EXTRATERRITORIAL JURISDICTION BY THE TOWN OF PINEBLUFF, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

S.B. 625, A BILL TO BE ENTITLED AN ACT TO REPEAL AN OBSOLETE SECTION OF THE CHARTER OF THE CITY OF DURHAM REGARDING THE PRIVILEGE LICENSE TAX YEAR, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 627, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DURHAM CITY COUNCIL TO AUTHORIZE DEPUTY AND ASSISTANT CITY MANAGERS TO MAKE AND EXECUTE CONTRACTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

By Representatives Church and Ramsey, Chairs, for the Committee on Financial Institutions:

S.B. 417, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF LETTERS OF CREDIT FROM A FEDERAL HOME LOAN BANK AS COLLATERAL FOR DEPOSITS OF LOCAL GOVERNMENTS AND PUBLIC AUTHORITIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

S.B. 790, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHICH LENDERS MAY CHARGE CERTAIN FEES UNDER THE GENERAL CONTRACT LOAN PROVISION OF CHAPTER 24 OF THE GENERAL STATUTES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

S.B. 939, A BILL TO BE ENTITLED AN ACT TO REVISE THE REQUIREMENTS OF BANK DIRECTORS, TO CONFORM CERTAIN NORTH CAROLINA BANKING LAWS TO FEDERAL BANKING REGULATIONS, AND TO REMOVE THE SUNSET PROVISION WITH REGARD TO DE NOVO INTERSTATE BRANCH BANKING, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

By Representatives Alexander and Bonner, Chairs, for the Committee on Election Law and Campaign Finance Reform:

H.B. 1091, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN EARLIER DATE FOR THE PRESIDENTIAL PRIMARY, with an unfavorable report.

The bill is placed on the Unfavorable Calendar.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

S.J.R. 416, A JOINT RESOLUTION A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF SAMUEL ASHE FOR WHOM ASHE COUNTY IS NAMED UPON THE COUNTY'S BICENTENNIAL CELEBRATION, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

Committee Substitute for **S.B. 1039**, A BILL TO BE ENTITLED AN ACT CONCERNING RECOMMENDATIONS OF A SPECIAL COMMITTEE APPOINTED BY THE BOARD OF COMMUNITY COLLEGES RELATING TO ANSON-UNION COMMUNITY COLLEGE, with a favorable report, as amended.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 6.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representative Barefoot:

H.J.R. 1463, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DAVID CLARK, A FORMER MEMBER OF THE NORTH CAROLINA GENERAL ASSEMBLY, is referred to the Committee on Rules, Calendar, and Operations of the House.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.J.R. 1169, A JOINT RESOLUTION HONORING THE MEMORY OF DR. DENISON OLMSTED, THE FIRST NORTH CAROLINA STATE GEOLOGIST ON THE ONE HUNDRED SEVENTY-FIFTH ANNIVERSARY OF THE NORTH CAROLINA GEOLOGICAL SURVEY, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair, **H.B. 1308**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN GOVERNMENT PURCHASES FROM STATE AND LOCAL SALES TAX AND TO ALLOW A SALES TAX REFUND TO COMMUNITY COLLEGES, is withdrawn from the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Rules, Calendar, and Operations of the House.

BILL PLACED ON CALENDAR

Pursuant to Rule 36(b), Representative Culpepper gives notice and **S.J.R. 416**, A JOINT RESOLUTION A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF SAMUEL ASHE FOR WHOM ASHE COUNTY IS NAMED UPON THE COUNTY'S BICENTENNIAL CELEBRATION, is placed on today's Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (98-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

Representative Culpepper moves, seconded by Representative Church, that the House adjourn, subject to the ratification of bills, to reconvene May 6 at 10:00 a.m.

The motion carries.

ENROLLED BILL

The following resolution is properly enrolled, duly ratified, and presented to the office of the Secretary of State:

S.J.R. 416, A JOINT RESOLUTION A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF SAMUEL ASHE FOR WHOM ASHE COUNTY IS NAMED UPON THE COUNTY'S BICENTENNIAL CELEBRATION. (RESOLUTION 7)

The House stands adjourned at 3:05 p.m.

FIFTY-NINTH DAY

HOUSE OF REPRESENTATIVES

Thursday May 6, 1999

The House meets at 10:00 a.m. pursuant to adjournment and is called to order by the Speaker Pro Tempore, Representative Hackney.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"God of the cosmos, You alone are the King of the universe and the Sovereign of all nations. On this national day of prayer, we come to You with heartfelt concern for our future. There is upheaval among the nations, violence in our schools, prejudice in our land, and a lack of cohesiveness in our culture. Have mercy upon us, O God, and direct us into the future that You have designed for us.

"We speak a lot about freedom and our gratitude for it. Yet, freedom has become nothing more than an excuse to do what we please. Remind us again, Lord, that true freedom is the opportunity to do what is right. We claim we are a land of liberty, yet liberty has become autonomy from all guiding principle. Remind us again, Lord, that authentic liberty is found under You. We profess that we are a land of justice for all. Yet, even today we make distinctions, subtle and not so subtle, based on age and ethnicity, color or creed, gender or geography.

"O God, if there will be justice in this land, it must begin somewhere, and the best place is with ourselves. If there is to be peace in the world, it will begin with us – with our families, with our friends, with our interactions with others. If there is to be hope, it will begin with our trust in Your creative power to bring new from the old, right from the wrong, justice from oppression.

"Despite these difficulties, we are not without hope. For You, Guiding God, are with us. Your Spirit continues to direct us. Continue Your call upon our lives and remind us of our responsibilities to be creative partners with You for the future.

"Though we cannot do it all, let this legislature accept its part of Your plan and work for a future that is in concert with Your will. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 5 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (95-0).

Leaves of absence are granted Representatives Blue, Davis, Decker, Morgan, Mosley, Sutton, and Teague for today. Representative Jeffus is excused for a portion of the session.

REPORTS OF STANDING COMMITTEES

The following reports from standing committees are presented:

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 636, A BILL TO BE ENTITLED AN ACT TO SET UP A CUSTOMER SERVICE QUALITY ASSURANCE PROGRAM WITHIN THE STATE AUDITOR'S OFFICE, SO AS TO ENSURE THAT PERSONS RECEIVE QUALITY SERVICES FROM STATE AGENCIES, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 671, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE SERVICES COMMISSION TO CREATE A PROGRAM BY WHICH VOLUNTEER LEGISLATORS WOULD BE AVAILABLE IN THE STATE LEGISLATIVE BUILDING BETWEEN LEGISLATIVE SESSIONS TO TALK TO GROUPS TOURING THE GENERAL ASSEMBLY AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Jarrell for the Committee on Local Government II:

S.B. 626, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DURHAM CITY COUNCIL TO DELEGATE TO CITY DEPARTMENTS THE AUTHORITY TO APPROVE FIREWORKS

DISPLAYS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Smith for the Committee on Public Utilities:

S.J.R. 975, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF SAMUEL JAMES ERVIN, IV MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

By Representative Baddour for the Committee on Judiciary IV:

Committee Substitute for **S.B. 128,** A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW CONCERNING INTEREST ON MONEY JUDGMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, AND TO ALLOW INTEREST ON JUDGMENTS ON PENAL BONDS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILL AND RESOLUTION

The following is introduced, read the first time and referred to committee:

By Representatives Culpepper and Rogers:

H.J.R. 1464, A JOINT RESOLUTION RECOGNIZING WASHINGTON COUNTY UPON ITS BICENTENNIAL AND HONORING GEORGE WASHINGTON, FOR WHOM THE COUNTY IS NAMED, is referred to the Committee on Rules, Calendar and Operations of the House.

CALENDAR

Action is taken on the following:

Committee Substitute No. 2 for **H.B. 419**, A BILL TO BE ENTITLED AN ACT CONCERNING SATELLITE ANNEXATION AND REMOVING A CERTAIN TRACT OF PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF MOUNT AIRY, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Bonner, Bowie, Braswell, Bridgeman, Brown, Buchanan, Cansler, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Justus, Kinney, Kiser, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Mitchell, Moore, Morris, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Starnes, Thompson, Tolson, Tucker, Wainwright, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 100.

Voting in the negative: None.

Excused absences: Representatives Blue, Davis, Decker, Jeffus, Morgan, Mosley, Sutton, and Teague - 8.

H.B. 738, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF NONCONTIGUOUS AREAS BY THE CITY OF GREENVILLE, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Bonner, Bowie, Braswell, Bridgeman, Brown, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Justus, Kinney, Kiser, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Mitchell, Moore, Morris, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Starnes, Thomas, Thompson, Tolson, Tucker, Wainwright, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 100.

Voting in the negative: None.

Excused absences: Representatives Blue, Davis, Decker, Jeffus, Morgan, Mosley, Sutton, and Teague - 8.

S.B. 299, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FORCE ACCOUNT LIMIT FOR CABARRUS COUNTY AND THE CITY OF CONCORD, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 433, A BILL TO BE ENTITLED AN ACT RELATING TO THE EXERCISE OF EXTRATERRITORIAL JURISDICTION BY THE TOWN OF PINEBLUFF, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 627, A BILL TO BE ENTITLED AN ACT TO PERMIT THE DURHAM CITY COUNCIL TO AUTHORIZE DEPUTY AND ASSISTANT CITY MANAGERS TO MAKE AND EXECUTE CONTRACTS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

H.B. 708, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SANFORD-LEE REGIONAL AIRPORT AUTHORITY TO RECEIVE SALES TAX REFUNDS.

Representative Hill offers Amendment No. 1 which is adopted by electronic vote (102-0). This amendment changes the title.

The bill, as amended, passes its second reading. The caption having been amended, the bill remains on the Calendar.

BILL PLACED ON CALENDAR

Pursuant to Rule 36(b), Representative Culpepper gives notice and **S.J.R. 975**, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF SAMUEL JAMES ERVIN, IV MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION, is placed on today's Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (99-3), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR (continued)

H.B. 237, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEE PAID TO AGENTS OF THE WILDLIFE RESOURCES COMMISSION TO AWARD CERTIFICATES OF BOAT NUMBER OR OTHER VESSEL TRANSACTION AND TO AMEND THE DUTIES OF THE WILDLIFE RESOURCES COMMISSION WITH REGARD TO THE APPOINTMENT OF AGENTS FOR THE ISSUANCE OF BOAT NUMBERS, TO RAISE THE REPORTING REQUIREMENT FOR BOATING ACCIDENTS TO DAMAGES IN EXCESS OF FIVE HUNDRED DOLLARS, AND TO REPEAL THE LAW REQUIRING PERMITS FROM THE WILDLIFE RESOURCES COMMISSION TO HOLD REGATTAS AND OTHER EVENTS, passes its second reading, by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Barbee, Barefoot, Bonner, Bowie, Braswell, Bridgeman, Brown, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Mitchell, Moore, Morris, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Starnes, Thomas, Tolson, Tucker, Wainwright, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 102.

Voting in the negative: Representatives Baker and Thompson - 2.

Excused absences: Representatives Blue, Davis, Decker, Morgan, Mosley, Sutton, and Teague - 7.

Committee Substitute for **S.B. 1039**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NEW MULTICAMPUS COMMUNITY COLLEGE TO SERVE ANSON AND UNION COUNTIES.

On motion of Representative Culpepper, Committee Amendment No. 1 is adopted by electronic vote (104-0).

The bill, as amended, passes its second reading, by electronic vote (101-3).

Representative Daughtry objects to the third reading. The bill remains on the Calendar.

On motion of Representative Culpepper, seconded by Representative Sherrill, the House adjourns at 10:37 a.m. to reconvene Monday, May 10, 1999, at 7:00 p.m.

SIXTIETH DAY

HOUSE OF REPRESENTATIVES
Monday, May 10, 1999

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"Lord of the Hosts, beneath the surface of a relatively light agenda there is a battle going on. This is not so much a battle between right and wrong, but between competing goods and dueling interests. The budget must be built and appropriations must be assigned. Various agencies and committees have suggested policies, programs, or personnel that promise a better future. Yet, funds are not unlimited. So we are left with the dilemma of determining which may stay, which must go, and which must be modified.

"There are many voices and a variety of influences which impinge upon our decision making process. There are the calls of the common person who simply seeks a better life and pressures of special interest groups which hold up the cause for specific sectors of our State. There are the manipulations of businesses or persons who seek special advantages for their product or need, as well as many unspoken concerns, hopes and dreams of people far removed from the political system, yet dependent upon its action. There is also the voice of personal ambition that wonders what would happen if we backed the right cause.

"O God, as we listen to these competing voices, let us not forget the one voice which is most important - Yours. In our times of prayer and moments of meditation, speak to us. Let us hear Your directing whisper in our soul. In this time of need, guide our process, that in the give and take of democracy we might create a budget that is fair to the people and faithful to You. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 6 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Cansler, Ellis, Kinney, Moore, Preston, Starnes, Tallent, and Wood for today.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Tolson for the Permanent Subcommittee on Community Colleges of the Standing Committee on Education, with approval of standing committee Chairs for report to be made directly to the floor of the House:

S.J.R. 795, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

By Representative Braswell for the Committee on Judiciary II:

H.B. 817, A BILL TO BE ENTITLED AN ACT TO STANDARDIZE THE INVESTIGATION AND DISCIPLINE OF LAW ENFORCEMENT OFFICERS AND TO PROVIDE FOR JUDICIAL REVIEW, with an unfavorable report.

The bill is placed on the Unfavorable Calendar.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.B. 66, A BILL TO BE ENTITLED AN ACT RELATING TO COLUMBUS COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 81, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES IN THE 32ND HOUSE DISTRICT, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 82, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES IN THE 32ND HOUSE DISTRICT, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 83, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES IN THE 32ND HOUSE DISTRICT, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 84, A BILL TO BE ENTITLED AN ACT RELATING TO MONTGOMERY COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 85, A BILL TO BE ENTITLED AN ACT RELATING TO SCOTLAND COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 86, A BILL TO BE ENTITLED AN ACT RELATING TO RICHMOND COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 88, A BILL TO BE ENTITLED AN ACT RELATING TO SCOTLAND COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 123, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES IN THE 52ND HOUSE DISTRICT, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 292, A BILL TO BE ENTITLED AN ACT TO NAME THE NORTH CAROLINA CHILDREN'S VISION SCREENING IMPROVEMENT PROGRAM IN HONOR OF KENNETH C. ROYALL, JR., with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 439, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF HYDE COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 562, A BILL TO BE ENTITLED AN ACT TO NAME THE NORTH CAROLINA CHILDREN'S VISION SCREENING IMPROVEMENT PROGRAM IN HONOR OF KENNETH C. ROYALL, JR., with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

By Representatives Moore and Insko, Chairs, for the Committee on Aging:

S.B. 40, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF PERSONS AUTHORIZED TO BE APPOINTED TO SUBCOMMITTEES OF THE NORTH CAROLINA STUDY COMMISSION ON AGING, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

S.B. 198, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE ISSUANCE OF A NEW ADULT CARE HOME LICENSE TO AN APPLICANT WHO WAS THE LICENSEE OR ADMINISTRATOR OF AN ADULT CARE HOME THE LICENSE OF WHICH HAD BEEN REVOKED OR DOWNGRADED TO PROVISIONAL STATUS OR AGAINST WHICH A TYPE A PENALTY HAD BEEN ASSESSED, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

Committee Substitute No. 2 for **H.B. 678**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EQUAL TREATMENT FOR ACUPUNCTURISTS WITH RESPECT TO INSURANCE REIMBURSEMENT AND TO INCREASE THE LATE RENEWAL FEE FOR AN ACUPUNCTURIST LICENSE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 900, A BILL TO BE ENTITLED AN ACT ALLOWING GATES COUNTY TO IMPOSE FEES FOR FIRE PROTECTION SERVICES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

H.B. 1009, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR AGRICULTURAL RESEARCH BY INCREASING THE ASSESSMENT ON FERTILIZER, COMMERCIAL FEED, OR THEIR INGREDIENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 1096, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE QUALITY OF DOCUMENTS RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 44**, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED TERRITORY TO THE TOWN OF LAKE WACCAMAW, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 11.

S.B. 313, A BILL TO BE ENTITLED AN ACT TO ALLOW MECKLENBURG COUNTY TO CONTINUE TO LEVY STORMWATER FEES IF REVENUE BONDS HAVE BEEN ISSUED AND ARE OUTSTANDING, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

H.B. 244, AN ACT TO ADD A STUDENT MEMBER TO THE STATE BOARD OF COMMUNITY COLLEGES.

H.B. 326, AN ACT TO ALLOW THE DIVISION OF NORTH CAROLINA AQUARIUMS TO DISPOSE OF EXHIBITS FROM THE COLLECTIONS OF THE NORTH CAROLINA AQUARIUMS IN ACCORDANCE WITH GENERALLY ACCEPTED PRACTICES FOR ACCREDITED ZOOS AND AQUARIUMS, TO REQUIRE THAT THE NET PROCEEDS OF ANY SALE OR LEASE OF EXHIBITS BE CREDITED TO THE NORTH CAROLINA AQUARIUMS FUND, AND TO REQUIRE THE DIVISION OF NORTH CAROLINA AQUARIUMS TO REPORT ON RECEIPTS OF AND EXPENDITURES FROM THE NORTH CAROLINA AQUARIUMS FUND.

H.B. 1088, AN ACT TO IMPROVE AND MODERNIZE THE TORRENS LAND TITLE REGISTRATION PROCEDURES OF THE STATE.

The following bills and resolution are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 299, AN ACT TO INCREASE THE FORCE ACCOUNT LIMIT FOR CABARRUS COUNTY AND THE CITY OF CONCORD.

S.B. 433, AN ACT RELATING TO THE EXERCISE OF EXTRATERRITORIAL JURISDICTION BY THE TOWN OF PINEBLUFF.

S.B. 627, AN ACT TO PERMIT THE DURHAM CITY COUNCIL TO AUTHORIZE DEPUTY AND ASSISTANT CITY MANAGERS TO MAKE AND EXECUTE CONTRACTS.

H.B. 429, AN ACT TO VALIDATE A REFERENDUM CHANGING THE MANNER OF ELECTION OF THE BOARD OF COMMISSIONERS OF MADISON COUNTY, EFFECTIVE IN 2002, AS APPROVED BY THE VOTERS OF THAT COUNTY.

H.B. 637, AN ACT TO ESTABLISH A NO-WAKE SPEED ZONE IN COINJOCK CANAL IN CURRITUCK COUNTY

H.B. 797, AN ACT EXEMPTING CERTAIN STATE PROPERTY FROM FIRE PROTECTION FEES IMPOSED BY UNION COUNTY.

H.B. 872, AN ACT TO EXEMPT DARE COUNTY FROM CERTAIN REQUIREMENTS FOR PUBLIC CONTRACTS.

S.J.R. 975, A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF SAMUEL JAMES ERVIN, IV MADE BY THE GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION. (RESOLUTION 8)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 652, AN ACT TO MODIFY THE MEMBERSHIP OF THE BOARD OF DIRECTORS OF THE ROANOKE ISLAND HISTORICAL ASSOCIATION. (S.L. 1999-32)

S.B. 273, AN ACT TO REQUIRE ALL FACILITIES AND PROVIDERS THAT DETECT, DIAGNOSE, OR TREAT CANCER PATIENTS TO REPORT CANCER CASES TO THE CANCER CONTROL REGISTRY. (S.L. 1999-33)

SUBCOMMITTEE REFERRALS

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Justice and Public Safety:

Committee Substitute for **H.B. 760**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTIES FOR CERTAIN ARSON OFFENSES; and

Committee Substitute for **H.B. 1135**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNOR'S DWI TASK FORCE.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on General Government:

Committee Substitute for **H.B. 636**, A BILL TO BE ENTITLED AN ACT TO SET UP A CUSTOMER SERVICE QUALITY ASSURANCE PROGRAM WITHIN THE STATE AUDITOR'S OFFICE, SO AS TO

ENSURE THAT PERSONS RECEIVE QUALITY SERVICES FROM STATE AGENCIES;

Committee Substitute for **H.B. 671**, A BILL TO BE ENTITLED AN ACT TO DIRECT THE LEGISLATIVE SERVICES COMMISSION TO PROVIDE VOLUNTEER LEGISLATORS TO BE AVAILABLE IN THE STATE LEGISLATIVE BUILDING BETWEEN LEGISLATIVE SESSIONS TO TALK TO GROUPS TOURING THE GENERAL ASSEMBLY AND TO APPROPRIATE FUNDS FOR THAT PURPOSE; and

H.B. 751, A BILL TO BE ENTITLED AN ACT TO IMPOSE A MORATORIUM ON NEW TECHNOLOGY INITIATIVES UNTIL AFTER JANUARY 1, 2000, AS RECOMMENDED BY THE STATE AUDITOR.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer Committee Substitute for **H.B. 815**, A BILL TO BE ENTITLED AN ACT TO ALLOW LEFT TURNS ON RED IN CERTAIN SITUATIONS AND TO APPROPRIATE FUNDS FOR SIGNAGE NECESSARY TO IMPLEMENT THE ACT, to the Permanent Subcommittee on Transportation.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Education:

Committee Substitute for **H.B. 72**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A MEMBER OF THE MILITARY WHO ATTENDS A CONSTITUENT INSTITUTION OR A COMMUNITY COLLEGE SHALL ONLY BE CHARGED THE IN-STATE TUITION RATE;

H.B. 93, A BILL TO BE ENTITLED AN ACT TO EXTEND FOR ONE YEAR THE DEADLINE FOR MATCHING COMMUNITY COLLEGE BOND FUNDS;

H.B. 422, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE SALARIES FOR SCHOOL CENTRAL OFFICE PERSONNEL AND FOR NONCERTIFIED SCHOOL PERSONNEL;

H.B. 1011, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO INCREASE THE SALARIES OF COMMUNITY COLLEGE PERSONNEL; and

H.B. 1101, A BILL TO BE ENTITLED AN ACT TO PROVIDE BONUSES UNDER THE ABCs OF EDUCATION PROGRAM TO NONCERTIFIED PUBLIC SCHOOL EMPLOYEES.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer Committee Substitute for **H.B. 240**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA, to the Permanent Subcommittee on Capital.

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Health and Human Services:

Committee Substitute for **H.B. 905**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT ADDITIONAL DENTAL BENEFITS BE PROVIDED UNDER THE HEALTH INSURANCE PROGRAM FOR CHILDREN;

H.B. 1000, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA ADDICTION RESEARCH AUTHORITY;

H.B. 1348, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR A FIVE-COUNTY PILOT PROGRAM TO PROVIDE ENHANCED SUPPORT SERVICES FOR WORK FIRST FAMILIES; and

H.B. 1408, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE EMERGENCY CASH ASSISTANCE PROGRAM.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representative Hardaway:

H.B. 1465, A BILL TO BE ENTITLED AN ACT TO ALLOW AN ANNUAL, SIX-WEEK SALES TAX MORATORIUM ON PURCHASES OF CLOTHING BY LOW-INCOME FAMILIES, is referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

Committee Substitute No. 2 for **H.B. 419**, A BILL TO BE ENTITLED AN ACT CONCERNING SATELLITE ANNEXATION AND REMOVING A CERTAIN TRACT OF PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF MOUNT AIRY, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Mitchell, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Ramsey, Rayfield, Redwine, Rogers, Saunders, Setzer, Sexton, Sherrill, Smith, Sutton, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, and Yongue - 102.

Voting in the negative: None.

Excused absences: Representatives Cansler, Ellis, Kinney, Moore, Preston, Starnes, Tallent, and Wood - 8.

H.B. 738, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF NONCONTIGUOUS AREAS BY THE CITY OF GREENVILLE, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Mitchell, Morris,

Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Ramsey, Rayfield, Redwine, Rogers, Saunders, Setzer, Sexton, Sherrill, Smith, Sutton, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, and Yongue - 101.

Voting in the negative: None.

Excused absences: Representatives Cansler, Ellis, Kinney, Moore, Preston, Starnes, Tallent, and Wood - 8.

H.B. 708, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE SANFORD-LEE REGIONAL AIRPORT AUTHORITY AND THE BRUNSWICK COUNTY AIRPORT COMMISSION TO RECEIVE SALES TAX REFUNDS.

The bill, as amended, passes its third reading, by electronic vote (103-0), and is ordered engrossed and sent to the Senate.

House Committee Substitute for **S.B. 626**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DURHAM CITY COUNCIL TO DELEGATE TO CITY DEPARTMENTS THE AUTHORITY TO APPROVE FIREWORKS DISPLAYS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

MOTION TO WITHDRAW BILL FROM CALENDAR

Representative Barbee moves that Committee Substitute for **S.B. 1039**, A BILL TO BE ENTITLED AN ACT CONCERNING RECOMMENDATIONS OF A SPECIAL COMMITTEE APPOINTED BY THE BOARD OF COMMUNITY COLLEGES RELATING TO ANSON-UNION COMMUNITY COLLEGE, be withdrawn from the Calendar and placed on the Calendar of May 12.

The motion fails by electronic vote (44-58).

CALENDAR (continued)

H.B. 237, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEE PAID TO AGENTS OF THE WILDLIFE RESOURCES COMMISSION TO AWARD CERTIFICATES OF BOAT NUMBER OR OTHER VESSEL TRANSACTION AND TO AMEND THE DUTIES OF THE WILDLIFE RESOURCES COMMISSION WITH REGARD TO THE APPOINTMENT OF AGENTS FOR THE ISSUANCE OF BOAT

NUMBERS, TO RAISE THE REPORTING REQUIREMENT FOR BOATING ACCIDENTS TO DAMAGES IN EXCESS OF FIVE HUNDRED DOLLARS, AND TO REPEAL THE LAW REQUIRING PERMITS FROM THE WILDLIFE RESOURCES COMMISSION TO HOLD REGATTAS AND OTHER EVENTS, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, Melton, Michaux, Miller, Mitchell, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Sutton, Teague, Thomas, Tolson, Tucker, Wainwright, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, and Yongue - 100.

Voting in the negative: Representatives Baker, McMahan, Pope, and Thompson - 4.

Excused absences: Representatives Cansler, Ellis, Kinney, Moore, and Preston, Starnes, Tallent, and Wood - 8.

Committee Substitute for **S.B. 1039**, A BILL TO BE ENTITLED AN ACT CONCERNING RECOMMENDATIONS OF A SPECIAL COMMITTEE APPOINTED BY THE BOARD OF COMMUNITY COLLEGES RELATING TO ANSON-UNION COMMUNITY COLLEGE.

The bill, as amended, passes its third reading, by electronic vote (71-33), and is ordered engrossed and sent to the Senate for concurrence in House amendment by Special Message.

INTRODUCTION OF PAGES

Pages for the week of May 10 are introduced to the membership. They are: Shameeka Barnes of Guilford; Rodger Basnight of Durham; Cherron Belle of Durham; Melissa Clements of Granville; Laura Douglas of Watauga; Edward Gregory of Halifax; Ebony Holmes of Granville; Tiffany Johnson of McDowell; Tierra Leach of Robeson; Earlisha Leach of

Robeson; Clay Madden of Durham; David Monroe of Mecklenburg; Gabrielle Moss of Granville; Grant Perkinson of Lee; and Joshua Riser of McDowell.

RE-REFERRALS

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, the following bills are withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Judiciary III:

H.B. 584, A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALER TRANSFER RIGHTS;

H.B. 585, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEALERS AND MANUFACTURERS LICENSING LAW;

S.B. 419, A BILL TO BE ENTITLED AN ACT TO CLARIFY MOTOR VEHICLE DEALER TRANSFER RIGHTS; and

S.B. 420, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE DEALERS AND MANUFACTURERS LICENSING LAW.

On motion of Representative Culpepper, seconded by Representative Edwards, the House adjourns at 7:43 p.m. to reconvene May 11 at 2:00 p.m.

SIXTY-FIRST DAY

HOUSE OF REPRESENTATIVES

Tuesday, May 11, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jonathan Jeffries, Highland United Methodist Church, Raleigh, North Carolina.

"Almighty God, how majestic is Your name in all the earth, all praise and glory is Yours now and forever. We thank You for Your faithfulness and love that is so evident in our lives. We thank You for the opportunity we have to advance Your justice, Your mercy, and to walk humbly with You, as a servant of our great State and nation. Help us to be faithful to Your law and commandants. Give us strength and perseverance to love You with all our heart, our soul, and our might, and to love our neighbors as ourselves. We ask Your blessing on our nation and the strife that we have

experienced in the last few weeks - the war in Yugoslavia, the killings in Colorado, and the devastation of the tornadoes in our Midwestern plains. Bless all the people and their families affected by these events. Bless the decisions we will make today and during this session of the Legislature that we will prepare for our families and youth a better future. Fill us with Your Spirit and grant us Your peace. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 10 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives McComas, Nye, Preston, and Warner for today.

**THE RECEIVING OF PETITIONS, MEMORIALS AND
PAPERS ADDRESSED TO THE GENERAL ASSEMBLY OR
TO THE HOUSE**

**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
RALEIGH 27603-8001**

May 10, 1999

The Honorable Jim Black
Speaker of the House
2304 Legislative Building
Raleigh, North Carolina 27601

Dear Mr. Speaker:

Pursuant to General Statute 115C-10-11, I hereby appoint Edgar David Murphy, III and Jane P. Norwood as members of the North Carolina State Board of Education and submit their names for confirmation by the North Carolina General Assembly.

Mr. Murphy will replace Dr. Prezell Robinson as the Region Three representative. He will serve a term to begin immediately upon confirmation and to expire March 31, 2007.

Dr. Norwood will replace Mr. Ken Harris as the Region Six representative. She will serve a term to begin immediately upon confirmation and to expire March 31, 2007.

My warmest personal regards.

Sincerely,
S/ James B. Hunt, Jr.
Governor

The Speaker refers the letter to the Committee on Education.

ENROLLED BILLS

The following bill is duly ratified and presented to the Governor:

H.B. 477, AN ACT TO AUTHORIZE THE ESTABLISHMENT OF CAMPUS LAW ENFORCEMENT AGENCIES AT COMMUNITY COLLEGES.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 765, AN ACT AMENDING THE BOUNDARIES OF THE VILLAGE OF WESLEY CHAPEL.

H.B. 837, AN ACT EXTENDING THE TOWN OF CHOCOWINITY'S EXTRATERRITORIAL JURISDICTION.

H.B. 846, AN ACT ALLOWING THE TOWN OF FARMVILLE TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM ITS LIMITS.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 299, AN ACT TO INCREASE THE FORCE ACCOUNT LIMIT FOR CABARRUS COUNTY AND THE CITY OF CONCORD. (S.L. 1999-34)

S.B. 433, AN ACT RELATING TO THE EXERCISE OF EXTRATERRITORIAL JURISDICTION BY THE TOWN OF PINEBLUFF. (S.L. 1999-35)

S.B. 627, AN ACT TO PERMIT THE DURHAM CITY COUNCIL TO AUTHORIZE DEPUTY AND ASSISTANT CITY MANAGERS TO MAKE AND EXECUTE CONTRACTS. (S.L. 1999-36)

H.B. 429, AN ACT TO VALIDATE A REFERENDUM CHANGING THE MANNER OF ELECTION OF THE BOARD OF COMMISSIONERS OF MADISON COUNTY, EFFECTIVE IN 2002, AS APPROVED BY THE VOTERS OF THAT COUNTY. (S.L. 1999-37)

H.B. 637, AN ACT TO ESTABLISH A NO-WAKE SPEED ZONE IN COINJOCK CANAL IN CURRITUCK COUNTY. (S.L. 1999-38)

H.B. 797, AN ACT EXEMPTING CERTAIN STATE PROPERTY FROM FIRE PROTECTION FEES IMPOSED BY UNION COUNTY. (S.L. 1999-39)

H.B. 872, AN ACT TO EXEMPT DARE COUNTY FROM CERTAIN REQUIREMENTS FOR PUBLIC CONTRACTS. (S.L. 1999-40)

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair and pursuant to Rule 36(b)(2), Committee Substitute No. 2 for **H.B. 678**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EQUAL TREATMENT FOR ACUPUNCTURISTS WITH RESPECT TO INSURANCE REIMBURSEMENT AND TO INCREASE THE LATE RENEWAL FEE FOR AN ACUPUNCTURIST LICENSE, is withdrawn from the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Rules, Calendar, and Operations of the House.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Sutton for the Committee on Judiciary III:

Committee Substitute for **S.B. 601**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SECRETARY OF CORRECTION HAS SOLE AUTHORITY TO DESIGNATE THE UNIFORMS WORN BY INMATES CONFINED IN THE DIVISION OF PRISONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 637, A BILL TO BE ENTITLED AN ACT TO EXPAND THE LAW OF ASSAULT TO PROTECT SCHOOL PERSONNEL AND SCHOOL VOLUNTEERS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 693, A BILL TO BE ENTITLED AN ACT TO PROVIDE, UPON THE MOTION OF A DEFENDANT MADE AFTER ISSUANCE OF SUMMONS, THAT A PLAINTIFF IS NOT ALWAYS REQUIRED TO POST A PROSECUTION BOND, PROVIDE SECURITY, OR SHOW

THE PLAINTIFF IS SUING AS AN INDIGENT BUT TO PROVIDE THAT THE PLAINTIFF MAY BE SO REQUIRED BY THE CLERK OR JUDGE UPON A SHOWING OF GOOD CAUSE BY THE DEFENDANT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 769, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ESSENTIAL ELEMENTS OF THE FELONY OFFENSE OF LARCENY OF GINSENG, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Yongue and Warner, Chairs, for the Committee on Education:

S.B. 1075, A BILL TO BE ENTITLED AN ACT REGARDING FUNDING AND TRANSPORTATION FOR CHILDREN WITH SPECIAL NEEDS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Committee Substitute for **S.B. 898**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF DAYS WITHIN WHICH A BOARD OF EDUCATION MUST HOLD A TEACHER DISMISSAL HEARING, TO CLARIFY THAT THE SUPERINTENDENT'S DESIGNEE MAY BE PRESENT AT THE CASE MANAGER HEARING, TO ALLOW TIME FOR THE SUPERINTENDENT TO OBTAIN A COPY OF THE CASE MANAGER TRANSCRIPT, TO DECREASE THE NUMBER OF DAYS WITHIN WHICH THE SUPERINTENDENT MUST PROVIDE A LIST OF WITNESSES FOR A BOARD HEARING ON A REDUCTION IN FORCE, TO CHANGE THE DATE WHEN LOCAL BOARDS MUST NOTIFY TEACHERS WHETHER THEIR PROBATIONARY CONTRACTS HAVE BEEN RENEWED, TO REPEAL THE PROFESSIONAL PRACTICES BOARD, AND TO LIMIT THE NONINSTRUCTIONAL DUTIES ASSIGNED TO TEACHERS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Jarrell for the Committee on Economic Growth and Community Development:

S.B. 772, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CREATION OF MUNICIPAL SERVICE DISTRICTS IN CERTAIN

CITIES FOR URBAN AREA REVITALIZATION PROJECTS, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Finance.

On motion of Representative Jarrell, Committee Amendment No. 1 is adopted by electronic vote (110-0).

Representative Decker requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (111-0).

The bill, as amended, is re-referred to the Committee on Finance.

S.B. 708, A BILL TO BE ENTITLED AN ACT ALLOWING COUNTIES TO PROVIDE AFFORDABLE HOUSING FOR PERSONS OF LOW AND MODERATE INCOME, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Dedmon for the Committee on Local Government I:

Committee Substitute for **S.B. 271**, A BILL TO BE ENTITLED AN ACT TO ANNEX TO THE EXISTING CITY LIMITS OF THE TOWN OF HUNTERSVILLE CERTAIN AREAS SURROUNDED BY EXISTING CITY LIMITS OF THE TOWN OF HUNTERSVILLE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

Committee Substitute for **S.B. 302**, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING IN LEE COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Committee Substitute for **S.B. 335**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING REDUCTION OR CONTINUATION OF A TEACHER'S BONUS, AS IT APPLIES TO THE CHARLOTTE-MECKLENBURG COUNTY SCHOOL ADMINISTRATIVE UNIT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 12.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 260**, A BILL TO BE ENTITLED AN ACT TO UPDATE AND MAKE TECHNICAL CHANGES TO THE COMMUNITY COLLEGE LAWS, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of May 12.

Senate Committee Substitute for **H.B. 847**, A BILL TO BE ENTITLED AN ACT RELATING TO THE INVESTMENT OF CERTAIN FUNDS BY PITT COUNTY, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of May 12.

Committee Substitute for **S.B. 323**, A BILL TO BE ENTITLED AN ACT TO EXTEND WATERFOWL HUNTING PRIVILEGES TO HOLDERS OF COMPREHENSIVE HUNTING LICENSES, TO INCREASE THE FEE CHARGED FOR MIGRATORY WATERFOWL LICENSES, AND TO INCREASE THE APPLICATION FEE FOR MANAGED HUNTS FOR MIGRATORY WATERFOWL AND REQUIRE APPLICANTS TO FURNISH SATISFACTORY PROOF OF POSSESSION OF THE NECESSARY HUNTING LICENSE, is read the first time and referred to the Committee on Wildlife Resources and, if favorable, to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

H.B. 900, A BILL TO BE ENTITLED AN ACT ALLOWING GATES COUNTY TO IMPOSE FEES FOR FIRE PROTECTION SERVICES, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller,

Miner, Mitchell, Moore, Morgan, Morris, Nesbitt, Oldham, Owens, Pope, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thompson, Tolson, Tucker, Wainwright, Walend, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, and Yongue - 109.

Voting in the negative: Representative Decker.

Excused absences: Representatives McComas, Nye, Preston, and Warner - 4.

Committee Substitute for **S.B. 44**, A BILL TO BE ENTITLED AN ACT RELATING TO THE 18TH SENATORIAL DISTRICT, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Guley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Nesbitt, Oldham, Owens, Pope, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 112.

Voting in the negative: None.

Excused absences: Representatives McComas, Nye, Preston, and Warner - 4.

Committee Substitute for **S.B. 245**, A BILL TO BE ENTITLED AN ACT TO ENACT REVISED ARTICLE 5 OF THE UNIFORM COMMERCIAL CODE AND CONFORMING AND MISCELLANEOUS AMENDMENTS TO THE UNIFORM COMMERCIAL CODE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (112-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 417, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE USE OF LETTERS OF CREDIT FROM A FEDERAL HOME LOAN BANK AS COLLATERAL FOR DEPOSITS OF LOCAL GOVERNMENTS AND PUBLIC AUTHORITIES, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 790, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHICH LENDERS MAY CHARGE CERTAIN FEES UNDER THE GENERAL CONTRACT LOAN PROVISION OF CHAPTER 24 OF THE GENERAL STATUTES, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 939, A BILL TO BE ENTITLED AN ACT TO REVISE THE REQUIREMENTS OF BANK DIRECTORS, TO CONFORM CERTAIN NORTH CAROLINA BANKING LAWS TO FEDERAL BANKING REGULATIONS, AND TO REMOVE THE SUNSET PROVISION WITH REGARD TO DE NOVO INTERSTATE BRANCH BANKING, passes its second reading, by electronic vote (110-1), and there being no objection is read a third time.

Representative Cole requests to be recorded as voting "aye". This request is granted. The adjusted vote total is (111-1).

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 40, A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF PERSONS AUTHORIZED TO BE APPOINTED TO SUBCOMMITTEES OF THE NORTH CAROLINA STUDY COMMISSION ON AGING, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

On motion of Representative Culpepper, seconded by Representative Teague, the House adjourns at 2:37 p.m. to reconvene Wednesday, May 12 at 4:00 p.m.

SIXTY-SECOND DAY

HOUSE OF REPRESENTATIVES

Wednesday, May 12, 1999

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Patrick Looney, Jenkins United Methodist Church, Raleigh, North Carolina.

"Heavenly Father, we come before You today to ask Your forgiveness and seek Your direction and guidance. We know Your Word says, 'Woe on those who call evil good and good evil' (Isaiah 5:20) but that's exactly what many in our country and State have done. We have lost our spiritual equilibrium and inverted our values. We confess that:

- a. Many have ridiculed the absolute truth of Your Word and called it pluralism.
- b. Many have worshipped other gods and called it multiculturalism.
- c. Many have endorsed perversion and called it an alternative lifestyle.
- d. Many have exploited the poor and called it the lottery.
- e. Many have neglected the needy and called it self-preservation.
- f. Many have rewarded laziness and called it welfare.
- g. Many have killed our unborn and called it choice.
- h. Many have shot abortionists and called it justifiable.
- i. Many have neglected to discipline our children and called it building self-esteem.
- j. Many have abused power and called it political savvy.
- k. Many have coveted our neighbor's possessions and called it ambition.
- l. Many have polluted the air with profanity and pornography and called it freedom of expression.
- m. Many have ridiculed the time-honored values of our forefathers and called it enlightenment.

"Search us, O God, and know our hearts today; cleanse us from every sin and set us free. Guide and bless these men and women who have been sent here by the people of North Carolina, and who have been ordained by You to govern this State. Grant them the wisdom to rule, and may their decisions direct us to the center of Your will.

"I ask it in the name of the ALMIGHTY, Living, Holy, Passionate Loving, and Adventuresome God. Amen."

(Adapted from Pastor Joe Wright's Opening Prayer of the Kansas Senate)

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 11 has been examined and found correct. Upon his motion, the Journal is approved as written by electronic vote (104-0).

Leaves of absence are granted Representatives Braswell, Church, Creech, and Wood for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 245, AN ACT TO ENACT REVISED ARTICLE 5 OF THE UNIFORM COMMERCIAL CODE AND CONFORMING AND MISCELLANEOUS AMENDMENTS TO THE UNIFORM COMMERCIAL CODE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

S.B. 417, AN ACT TO AUTHORIZE THE USE OF LETTERS OF CREDIT FROM A FEDERAL HOME LOAN BANK AS COLLATERAL FOR DEPOSITS OF LOCAL GOVERNMENTS AND PUBLIC AUTHORITIES.

S.B. 790, AN ACT TO CLARIFY WHICH LENDERS MAY CHARGE CERTAIN FEES UNDER THE GENERAL CONTRACT LOAN PROVISION OF CHAPTER 24 OF THE GENERAL STATUTES.

S.B. 1039, AN ACT TO ESTABLISH A NEW MULTICAMPUS COMMUNITY COLLEGE TO SERVE ANSON AND UNION COUNTIES.

H.B. 722, AN ACT TO ALLOW MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM TO PURCHASE CERTAIN PART-TIME SERVICE RENDERED WHILE FULL-TIME STUDENTS.

S.B. 40, AN ACT TO INCREASE THE NUMBER OF PERSONS AUTHORIZED TO BE APPOINTED TO SUBCOMMITTEES OF THE NORTH CAROLINA STUDY COMMISSION ON AGING.

S.B. 939, AN ACT TO REVISE THE REQUIREMENTS OF BANK DIRECTORS, TO CONFORM CERTAIN NORTH CAROLINA BANKING LAWS TO FEDERAL BANKING REGULATIONS, AND TO REMOVE THE SUNSET PROVISION WITH REGARD TO DE NOVO INTERSTATE BRANCH BANKING.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 765, AN ACT AMENDING THE BOUNDARIES OF THE VILLAGE OF WESLEY CHAPEL. (S.L. 1999-41)

H.B. 837, AN ACT EXTENDING THE TOWN OF) CHOCOWINITY'S EXTRATERRITORIAL JURISDICTION. (S.L. 1999-42)

H.B. 846, AN ACT ALLOWING THE TOWN OF FARMVILLE TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM ITS LIMITS. (S.L. 1999-43)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

Committee Substitute No. 2 for **H.B. 678**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EQUAL TREATMENT FOR ACUPUNCTURISTS WITH RESPECT TO INSURANCE REIMBURSEMENT AND TO INCREASE THE LATE RENEWAL FEE FOR AN ACUPUNCTURIST LICENSE, reported without prejudice.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Fox and Owens, Chairs, for the Permanent Subcommittee on Natural and Economic Resources:

H.B. 90, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE LAND RECORDS MANAGEMENT PROGRAM FOR MATCHING GRANTS TO COMPLETE MAPPING PROJECTS IN EVERY COUNTY, reported to the Standing Committee on Appropriations

with a favorable recommendation, as amended, and recommend that the bill be re-referred to the Committee on Appropriations, Subcommittee on General Government.

H.B. 347, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS TO FULLY FUND THE GRASSROOTS SCIENCE MUSEUM COLLABORATIVE TO ENHANCE STATE PROGRAMS IN SCIENCE AND ENVIRONMENTAL EDUCATION, reported to the Standing Committee on Appropriations with a favorable recommendation, as amended.

H.B. 1376, A BILL TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF COMMERCE AND THE STATE TREASURER TO DEVELOP PROPOSALS FOR CREDIT ENHANCEMENT FOR TOURISM DEVELOPMENT PROJECTS, reported to the Standing Committee on Appropriations with a favorable recommendation, as amended.

H.B. 1383, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR DATA COLLECTION, RESTORATION EFFORTS, RESEARCH, AND PUBLIC EDUCATION REGARDING THE CAPE FEAR RIVER BASIN, reported to the Standing Committee on Appropriations with a favorable recommendation, as amended.

By Representative Michaux, Vice Chair, for the Committee on Judiciary II:

S.B. 525, A BILL TO BE ENTITLED AN ACT TO ALLOW NON-UNITED STATES CITIZENS WHO ARE RESIDENTS OF NORTH CAROLINA TO SERVE AS PERSONAL REPRESENTATIVES IN THE ADMINISTRATION OF ESTATES, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Smith for the Committee on Public Utilities:

H.B. 777, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR REIMBURSEMENT OF ADDITIONAL EXPENSES OF THE COMMISSION ON THE FUTURE OF ELECTRIC SERVICE IN NORTH CAROLINA FROM THE UTILITIES COMMISSION AND PUBLIC STAFF FUND, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Committee Substitute for **S.B. 658**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET ON THE LAW PROVIDING THAT CERTAIN SECONDARY SUPPLIERS OF ELECTRIC SERVICE MAY FURNISH SERVICE WITHIN THE CORPORATE LIMITS OF A CITY WITH WRITTEN CONSENT FROM THE CITY, ALLOWING THE BOARD OF AN ELECTRIC MEMBERSHIP CORPORATION TO VOTE BY PROXY ON DECISIONS TO ENCUMBER CORPORATE PROPERTY OR TO DISSOLVE THE CORPORATION, AND MAKING TECHNICAL CHANGES TO THE LAW REGARDING MUNICIPAL ELECTRIC SERVICE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 1008, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR THE NORTH CAROLINA UTILITIES COMMISSION TO ADOPT FINAL RULES REGARDING UNIVERSAL SERVICE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Kinney, McCrary, and Culpepper, Chairs, for the Permanent Subcommittee on Justice and Public Safety of the Standing Committee on Appropriations, with approval of standing committee Chairs for report to be made directly to the floor of the House:

Committee Substitute for **H.B. 1135**, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNOR'S DWI TASK FORCE, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Jarrell for the Committee on Local Government II:

S.B. 652, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE IN DURHAM COUNTY TO FRAUDULENTLY OBTAIN AMBULANCE SERVICES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 13.

S.B. 709, A BILL TO BE ENTITLED AN ACT TO ALLOW MECKLENBURG COUNTY TO ACQUIRE PROPERTY FOR USE BY ITS BOARDS OF EDUCATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Committee Substitute for **S.B. 720**, A BILL TO BE ENTITLED AN ACT TO PROVIDE DURHAM COUNTY AND THE CITY OF DURHAM WITH ADDITIONAL OPTIONS FOR SERVICE OF PROCESS IN ZONING CODE CASES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Dedmon for the Committee on Local Government I:

S.B. 181, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF DALLAS AND THE TOWN OF TABOR CITY TO ENACT A PROPERTY MAINTENANCE ORDINANCE AND TO ASSESS CERTAIN COSTS OF ENFORCEMENT AS A LIEN AGAINST THE PROPERTY, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

S.B. 296, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROVISIONS REGARDING SUPPLEMENTAL RETIREMENT FUNDS FOR FIREMEN IN THE CHARTER OF THE TOWN OF FOREST CITY, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of May 13. The original bill is placed on the Unfavorable Calendar.

By Representatives McAllister and Edwards, Chairs, for the Committee on Public Health:

Committee Substitute for **S.B. 614**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE IMMUNIZATION LAWS PERTAINING TO ADMINISTRATION AND REPORTING OF IMMUNIZATIONS, CERTIFICATES OF IMMUNIZATIONS RECEIVED IN OTHER STATES, SUBMISSION OF IMMUNIZATION CERTIFICATES TO CHILD CARE FACILITIES AND PRESCHOOL AUTHORITIES, AND TO MAKE OTHER TECHNICAL CHANGES TO THE IMMUNIZATION STATUTES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

SUBCOMMITTEE REFERRAL

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer **H.B. 1305**, A BILL TO BE ENTITLED AN ACT TO ADJUST THE SALARIES OF WILDLIFE ENFORCEMENT OFFICERS OF THE WILDLIFE RESOURCES COMMISSION TO ELIMINATE SALARY INEQUITY WITH THE OFFICERS OF OTHER LAW ENFORCEMENT AGENCIES, to the Permanent Subcommittee on Natural and Economic Resources.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair, pursuant to Rule 36(b)(2), **S.B. 302**, A BILL TO BE ENTITLED AN ACT TO REGULATE HUNTING IN LEE COUNTY, is removed from the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Rules, Calendar, and Operations of the House.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Cansler:

H.B. 1466, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR WITHHOLDING OF NORTH CAROLINA INCOME TAXES FROM TAXABLE PENSIONS, ANNUITIES, AND DEFERRED COMPENSATION, is referred to the Committee on Finance.

By Representative Wood:

H.B. 1467, A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO REQUIRE VOTER APPROVAL BEFORE MOST TAXES MAY BE LEVIED OR INCREASED, EXCEPT IN THE CASE OF AN EMERGENCY DECLARED BY THE GOVERNOR, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Hackney and Insko:

H.B. 1468, A BILL TO BE ENTITLED AN ACT PROVIDING FOR EFFECTIVE GROWTH MANAGEMENT BY LOCAL GOVERNMENTS, AUTHORIZING IMPACT TAXES BY LOCAL GOVERNMENTS ENGAGING IN EFFECTIVE GROWTH MANAGEMENT, PROVIDING FOR THE ACQUISITION BY LOCAL GOVERNMENTS OF INTERESTS IN LAND FOR CONSERVATION PURPOSES; AND ALLOWING

PROPERTY SUBJECT TO CONSERVATION MANAGEMENT AGREEMENTS TO BE TAXED AT ITS PRESENT-USE VALUE, is referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 847**, A BILL TO BE ENTITLED AN ACT RELATING TO THE INVESTMENT OF CERTAIN FUNDS BY PITT COUNTY.

On motion of Representative Warren, the House concurs in the Senate committee substitute bill, by electronic vote (114-0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 260**, A BILL TO BE ENTITLED AN ACT TO UPDATE AND MAKE TECHNICAL CHANGES TO THE COMMUNITY COLLEGE LAWS.

On motion of Representative Barefoot, the House concurs in the Senate committee substitute bill, by electronic vote (114-0), and the bill is ordered enrolled and presented to the Governor.

H.B. 900, A BILL TO BE ENTITLED AN ACT ALLOWING GATES COUNTY TO IMPOSE FEES FOR FIRE PROTECTION SERVICES, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 113.

Voting in the negative: None.

Excused absences: Representatives Braswell, Church, Creech, and Wood - 4.

Committee Substitute for **S.B. 44**, A BILL TO BE ENTITLED AN ACT TO ANNEX CERTAIN DESCRIBED TERRITORY TO THE TOWN OF LAKE WACCAMAW, passes its third reading by the following vote, and is ordered enrolled and presented to the Governor.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 114.

Voting in the negative: None.

Excused absences: Representatives Braswell, Church, Creech, and Wood - 4.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 313, A BILL TO BE ENTITLED AN ACT TO ALLOW MECKLENBURG COUNTY TO CONTINUE TO LEVY STORMWATER FEES IF REVENUE BONDS HAVE BEEN ISSUED AND ARE OUTSTANDING, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Hunter, Hurley,

Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 113.

Voting in the negative: Representative Cox.

Excused absences: Representatives Braswell, Church, Creech, and Wood - 4.

S.B. 335, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING REDUCTION OR CONTINUATION OF A TEACHER'S BONUS, AS IT APPLIES TO THE CHARLOTTE-MECKLENBURG COUNTY SCHOOL ADMINISTRATIVE UNIT, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 1009, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR AGRICULTURAL RESEARCH BY INCREASING THE ASSESSMENT ON FERTILIZER, COMMERCIAL FEED, OR THEIR INGREDIENTS, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 113.

Voting in the negative: Representative Cox.

Excused absences: Representatives Braswell, Church, Creech, and Wood - 4.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 1096, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE QUALITY OF DOCUMENTS RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS.

On motion of Representative Hill and without objection, the bill is withdrawn from the Calendar and re-referred to the Committee on Ways and Means.

BILL PLACED ON CALENDAR

Pursuant to Rule 36(b), Representative Culpepper gives notice and places Committee Substitute for **H.B. 678**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EQUAL TREATMENT FOR ACUPUNCTURISTS WITH RESPECT TO INSURANCE REIMBURSEMENT AND TO INCREASE THE LATE RENEWAL FEE FOR AN ACUPUNCTURIST LICENSE, on today's Calendar for immediate consideration.

Representative Russell offers Amendment No. 1 which fails of adoption by electronic vote (55-56).

The bill passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Allen, Allred, Baddour, Berry, Blue, Boyd-McIntyre, Bridgeman, Brown, Buchanan, Cansler, Clary, Cole, Cox, Culpepper, Cunningham, Earle, Easterling, Fitch, Fox, Gibson, Goodwin, Gulley, Hackney, Haire, Hardaway, Hiatt, Hill, Howard, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McLawhorn, Melton, Michaux, Miner, Nesbitt, Nye, Oldham, Owens, Ramsey, Rogers, Sexton, Sherrill, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Warner, Warren, Warwick, Womble, and Wright - 61.

Voting in the negative: Representatives Alexander, Arnold, Baker, Barbee, Barefoot, Bonner, Bowie, Brubaker, Capps, Carpenter, Crawford, Culp, Daughtry, Davis, Decker, Dedmon, Dockham, Eddins, Ellis, Esposito, Gardner, Gillespie, Gray, Hensley, Holmes, Horn, Hurley, McComas, McCombs, McCrary, McMahan, Miller, Mitchell, Morgan, Morris, Mosley,

Pope, Preston, Rayfield, Redwine, Russell, Saunders, Setzer, Smith, Starnes, Sutton, Tallent, Walend, C. Wilson, G. Wilson, and Yongue - 51.

Excused absences: Representatives Braswell, Church, Creech, and Wood - 4.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 128**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW CONCERNING INTEREST ON MONEY JUDGMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, AND TO ALLOW INTEREST ON JUDGMENTS ON PENAL BONDS, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Pursuant to Rule 36(b), the following resolution appears on today's Calendar.

S.J.R. 795, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, passes its second reading, by electronic vote (108-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 198**, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE ISSUANCE OF A NEW ADULT CARE HOME LICENSE TO AN APPLICANT WHO WAS THE LICENSEE OR ADMINISTRATOR OF AN ADULT CARE HOME THE LICENSE OF WHICH HAD BEEN REVOKED OR DOWNGRADED TO PROVISIONAL STATUS OR AGAINST WHICH A TYPE A PENALTY HAD BEEN ASSESSED, AND TO ALLOW NURSING HOME RESIDENTS OR THEIR REPRESENTATIVES ACCESS TO INFORMATION ABOUT COMPLAINT INVESTIGATIONS.

On motion of Representative Culpepper and without objection, consideration of the bill is postponed until May 13.

On motion of Representative Culpepper, seconded by Representative Allred, the House adjourns at 5:27 p.m. to reconvene May 13 at 1:00 p.m.

SIXTY-THIRD DAY

HOUSE OF REPRESENTATIVES

Thursday, May 13, 1999

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Jonathan Jeffries, Associate Minister, Highland United Methodist Church, Raleigh, North Carolina.

"Gracious God, You are our Rock, our Refuge, our good Shepherd, worthy is Your name and greatly to be praised.

"We give You thanks for the many advantages and benefits that You have given to us. We thank you for the beauty of Your creation, the companionship and security we receive from our loved ones, the freedoms that we enjoy because of our democracy, and for the service that we have been elected or appointed to perform. Help us never take any of Your blessings for granted.

"Forgive us our sins and iniquities - for our lack of devotion to you and our lack of compassion towards our fellow brothers and sisters in our world. Create in us clean hearts and renew our souls so we may seek to serve You and to follow Your law and commandments.

"We ask Your blessing on us this day as public servants to Your people. Help us to be considerate, just, humble, and kind in our relationships, discussions, committees, and here on the House floor. May we examine the needs of our State and the needs of the people we serve, and seek to accomplish Your will in our decisions and policy-making. Supply us with all our needs and give us Your peace. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 12 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Brubaker, Church, Cunningham, Morgan, Rogers, and Wood for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

H.B. 260, AN ACT TO UPDATE AND MAKE TECHNICAL CHANGES TO THE COMMUNITY COLLEGE LAWS.

H.B. 674, AN ACT TO ALLOW A FEDERALLY RECOGNIZED INDIAN TRIBE TO PERFORM BUILDING INSPECTIONS AND TO ALLOW CERTIFICATION AND LICENSE REGULATION OF BUILDING INSPECTORS ON TRIBAL LANDS OF FEDERALLY RECOGNIZED INDIAN TRIBES.

H.B. 818, AN ACT AMENDING THE EVIDENCE CODE, CHAPTER 8C OF THE GENERAL STATUTES, TO MAKE ADMISSIBLE FOR THE PURPOSES OF IMPEACHMENT EVIDENCE OF A WITNESS' CONVICTION OF A FELONY OR CLASS A1, CLASS 1, OR CLASS 2 MISDEMEANOR.

H.B. 870, AN ACT TO ALLOW MAGISTRATES TO ACCEPT WAIVERS AND ENTER JUDGMENT IN CERTAIN CASES INVOLVING REGULATION OF THE USE OF MOTOR VEHICLES ON BEACHES.

H.B. 906, AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF PHARMACY TO ENTER INTO AGREEMENTS WITH PHARMACIST PEER REVIEW ORGANIZATIONS FOR IMPAIRED PHARMACISTS.

H.B. 1008, AN ACT TO PROVIDE FOR THE REGULATION OF CERTAIN EXCAVATION AND GRADING ACTIVITIES UNDER THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 INSTEAD OF THE MINING ACT OF 1971.

H.B. 1125, AN ACT TO CONFORM THE DEFINITION OF AN INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE UNDER THE INACTIVE HAZARDOUS SITES RESPONSE ACT OF 1987 TO FEDERAL LAW.

H.B. 1127, AN ACT TO DIRECT THE DIVISION OF ENVIRONMENTAL HEALTH OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO CONDUCT A STUDY INVOLVING INTERESTED PARTIES TO REVIEW AND REVISE THE CURRENT PROCEDURES CONCERNING COFFEE POTS AND ICE BUCKETS PROVIDED BY LODGING ESTABLISHMENTS IN GUEST ROOMS AND TO SUSPEND CURRENT APPLICABLE RULES UNTIL REVISED RULES HAVE BEEN ADOPTED AS TEMPORARY RULES.

The following bills and resolution are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 626, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DURHAM CITY COUNCIL TO DELEGATE TO THE CITY FIRE DEPARTMENT THE AUTHORITY TO APPROVE FIREWORKS DISPLAYS.

S.B. 44, AN ACT TO ANNEX CERTAIN DESCRIBED TERRITORY TO THE TOWN OF LAKE WACCAMAW.

S.B. 335, AN ACT TO CLARIFY THE LAW REGARDING REDUCTION OR CONTINUATION OF A TEACHER'S BONUS, AS IT APPLIES TO THE CHARLOTTE-MECKLENBURG COUNTY SCHOOL ADMINISTRATIVE UNIT.

H.B. 847, AN ACT RELATING TO THE INVESTMENT OF CERTAIN FUNDS BY PITT COUNTY.

S.J.R. 795, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES. (RESOLUTION 9)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Jarrell for the Committee on Economic Growth and Community Development:

H.B. 1397, A BILL TO BE ENTITLED AN ACT TO MAKE MORE MUNICIPALITIES ELIGIBLE FOR DEVELOPMENT ZONES, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

Committee Substitute for **H.B. 845**, A BILL TO BE ENTITLED AN ACT EXPANDING THE PERMISSIBLE PURPOSES OF THE GREENVILLE UTILITIES COMMISSION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 17.

S.B. 534, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TOWN OF KENANSVILLE IS NOT OBLIGATED TO PROVIDE SERVICES TO CERTAIN ANNEXED PROPERTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 17.

By Representative Jarrell for the Committee on Local Government II:

Committee Substitute for **S.B. 687**, A BILL TO BE ENTITLED AN ACT TO AMEND THE SUPPLEMENTAL RETIREMENT FUND FOR FULL-TIME PAID FIREFIGHTERS IN THE CITY OF HICKORY, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Pensions and Retirement.

The House committee substitute bill is re-referred to the Committee on Pensions and Retirement. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 719, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF DURHAM TO CONSIDER LIMITATIONS ON USES AS REQUESTED IN THE DEVELOPMENT PLANS SUBMITTED FOR REZONINGS AND TO MAKE OTHER CHANGES REGARDING THE CONSIDERATION OF DEVELOPMENT PLANS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of May 17. The original bill is placed on the Unfavorable Calendar.

By Representatives Fox and Owens, Chairs, for the Permanent Subcommittee on Natural and Economic Resources:

H.B. 1305, A BILL TO BE ENTITLED AN ACT TO ADJUST THE SALARIES OF WILDLIFE ENFORCEMENT OFFICERS OF THE WILDLIFE RESOURCES COMMISSION TO ELIMINATE SALARY INEQUITY WITH THE OFFICERS OF OTHER LAW ENFORCEMENT AGENCIES, reported to the Standing Committee on Appropriations with a favorable recommendation.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.B. 744, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROJECT TO IMPROVE ACCESS TO HEALTH CARE COVERAGE IN NORTH CAROLINA, reported without prejudice as to committee substitute bill, unfavorable as to original bill, and with recommendation that the committee substitute bill be re-referred to the Select Committee on Health Care Delivery.

The committee substitute bill is re-referred to the Select Committee on Health Care Delivery. The original bill is placed on the Unfavorable Calendar.

H.B. 780, A BILL TO BE ENTITLED AN ACT RELATING TO NEW HANOVER COUNTY AND TO THE INCORPORATED MUNICIPALITIES LOCATED IN THAT COUNTY, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar. The committee substitute changes the bill from local to public.

H.R. 1140, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF JOSHUA G. WRIGHT FOR WHOM THE TOWN OF WRIGHTSVILLE BEACH IS NAMED UPON THE TOWN'S ONE HUNDREDTH ANNIVERSARY, with recommendation that it be adopted.

Pursuant to Rule 36(b), the resolution is placed on the Calendar of May 18.

By Representatives Buchanan and Saunders, Chairs, for the Committee on Transportation:

H.B. 128, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL PAY THE NONBETTERMENT COSTS OF UTILITY RELOCATIONS FOR WATER AND SEWER LINES OWNED BY A SYSTEM CREATED PURSUANT TO ARTICLE 20 OF CHAPTER 160A OF THE GENERAL STATUTES, with a favorable report as to committee substitute bill, unfavorable as to original bill and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 233**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO CARRY OVER ANY UNSPENT TRANSPORTATION IMPROVEMENT PROGRAM EQUITY REGION ALLOCATION TO THE NEXT YEAR, TO AUTHORIZE LOANS OF UNSPENT EQUITY REGION ALLOCATIONS TO OTHER EQUITY REGIONS AND TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO DEMONSTRATE COMPLIANCE WITH THE HIGHWAY TRUST FUND EQUITY REGION FORMULA BY SUBMITTING YEARLY REPORTS DOCUMENTING ALLOCATIONS AND SPENDING BY EQUITY REGION, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Edwards and Mosley, Chairs, for the Select Committee on Health Care Delivery:

H.B. 1109, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE EXECUTIVE ADMINISTRATOR OF THE STATE HEALTH PLAN TO PROVIDE INFORMATION TO PARTICIPANTS IN THE STATE HEALTH PLAN REGARDING DIFFERENCES IN COVERAGE BETWEEN THE STATE HEALTH PLAN AND PREPAID PLANS OFFERED TO PARTICIPANTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

S.B. 620, A BILL TO BE ENTITLED AN ACT TO ALLOW PROFESSIONAL CORPORATIONS TO BE FORMED BETWEEN ANY

PHYSICIAN AND CERTAIN NURSING SPECIALISTS, SOCIAL WORKERS, AND COUNSELORS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 1062, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONAL CERTIFICATION BOARD TO DEFINE THE TERM CLINICAL SUPERVISOR INTERN AND AMENDING CERTIFICATION REQUIREMENTS FOR SUBSTANCE ABUSE PROFESSIONALS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Sutton for the Committee on Judiciary III:

Committee Substitute for **S.B. 1060**, A BILL TO BE ENTITLED AN ACT TO PROVIDE TRUSTEES WITH ADDITIONAL AUTHORITY TO SEVER TRUSTS INTO SEPARATE TRUSTS CONSISTENT WITH THE BEST INTERESTS OF THE TRUST BENEFICIARIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 942, A BILL TO BE ENTITLED AN ACT TO PROVIDE PROTECTION FOR YOUTHS IN THE ENTERTAINMENT INDUSTRY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 983, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DEPARTMENT OF ADMINISTRATION TO TRANSFER PROPERTY TO NONPROFIT ORGANIZATIONS AT LESS THAN FAIR-MARKET VALUE WITHOUT TAKING INTO ACCOUNT WHETHER THE ORGANIZATIONS ENGAGE IN SOME FOR-PROFIT ACTIVITIES, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 984, A BILL TO BE ENTITLED AN ACT TO INCREASE THE BENCHMARK AT WHICH THE DEPARTMENT OF ADMINISTRATION IS REQUIRED TO ADVERTISE FOR PROPOSALS FOR LEASES BY THE STATE, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 1437, A BILL TO BE ENTITLED AN ACT TO REQUIRE TRUTH IN ADVERTISING CERTAIN COSTS OF SERVICING OR REPAIRING PRIVATE PASSENGER VEHICLES AND TO APPROPRIATE FUNDS TO PUBLICIZE THIS REQUIREMENT, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Hackney for the Committee on Judiciary I:

S.B. 426, A BILL TO BE ENTITLED AN ACT TO LIMIT THE RIGHT OF SHAREHOLDERS OF SECURITIES DESIGNATED AS NATIONAL MARKET SYSTEM SECURITIES TO DISSENT FROM, OR OBTAIN PAYMENT AS A RESULT OF, CERTAIN CORPORATE ACTIONS AND TO MAKE OTHER CLARIFYING CHANGES TO THE LAW GOVERNING DISSENTERS' RIGHTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Committee Substitute for **S.B. 774**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE APPOINTMENT OF MULTIPLE PROXIES OF MEMBERS OF NONPROFIT CORPORATIONS BY ELECTRONIC OR TELEPHONIC COMMUNICATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Committee Substitute for **S.B. 775**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE EXPRESSLY THE APPOINTMENT OF MULTIPLE PROXIES BY ELECTRONIC OR TELEPHONIC COMMUNICATION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 1021, A BILL TO BE ENTITLED AN ACT CONCERNING THE ADMISSIBILITY INTO EVIDENCE OF PUBLIC OR PRIVATE RECORDS MAINTAINED ON PERMANENT, NONERASABLE,

MACHINE-READABLE MEDIA AND RELATING TO THE MAINTENANCE AND PRESERVATION OF PUBLIC RECORDS USING THOSE MEDIA, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair, pursuant to Rule 38(a), **H.B. 777**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR REIMBURSEMENT OF ADDITIONAL EXPENSES OF THE COMMISSION ON THE FUTURE OF ELECTRIC SERVICE IN NORTH CAROLINA FROM THE UTILITIES COMMISSION AND PUBLIC STAFF FUND, is withdrawn from the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following are introduced, read the first time and referred to committee:

By Representative Insko:

H.J.R. 1469, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY AND RECOMMEND A PROCESS TO MONITOR WHETHER TAX INCENTIVES AND OTHER ECONOMIC DEVELOPMENT INCENTIVES MEET THE PUBLIC'S GOALS IN A COST-EFFECTIVE MANNER, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Allen:

H.B. 1470, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS TO ENTER INTO AGREEMENTS WITH SPECIAL IMPAIRED DENTIST PEER REVIEW ORGANIZATIONS TO INCLUDE PROGRAMS FOR IMPAIRED DENTAL HYGIENISTS AND TO COLLECT FEES TO FUND SUCH PROGRAMS, is referred to the Committee on Finance.

By Representative Crawford:

H.B. 1471, A BILL TO BE ENTITLED AN ACT TO ADJUST THE MATURITY DATE OF THE 1996 HIGHWAY BONDS TO REFLECT A

CHANGE IN THE ESTIMATED COMPLETION DATE OF HIGHWAY TRUST FUND PROJECTS, is referred to the Committee on Finance.

By Representatives Hackney, Luebke, and McComas (Primary Sponsors):

H.B. 1472, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY AND MODERNIZE TAX CREDITS FOR INVESTING IN RENEWABLE ENERGY SOURCES, is referred to the Committee on Finance.

By Representatives Hackney and Luebke (Primary Sponsors):

H.B. 1473, A BILL TO BE ENTITLED AN ACT TO MODIFY THE INCOME TAX CREDIT FOR MANUFACTURERS OF CERTAIN RENEWABLE ENERGY EQUIPMENT, is referred to the Committee on Finance.

By Representatives Allred, Cansler, Decker, Gillespie, Rayfield, and Womble:

H.B. 1474, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE COUNTIES TO EXEMPT FOOD FROM LOCAL SALES AND USE TAXES, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Allred, Cansler, Decker, Gillespie, and Rayfield:

H.B. 1475, A BILL TO BE ENTITLED AN ACT TO REQUIRE UNITS OF LOCAL GOVERNMENT TO PUBLISH THE REVENUE-NEUTRAL PROPERTY TAX RATES IN THE YEARS WHEN THERE IS A GENERAL REVALUATION OF REAL PROPERTY, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representatives Miller, Luebke, and Allen (Primary Sponsors):

H.B. 1476, A BILL TO BE ENTITLED AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE USED IN DEFINING AND DETERMINING CERTAIN STATE TAX PROVISIONS, is referred to the Committee on Finance.

By Representative Miller:

H.B. 1477, A BILL TO BE ENTITLED AN ACT TO CONFORM STATE INCOME TAX ON BANKS TO FEDERAL INCOME TAX ON BANKS, is referred to the Committee on Finance.

By Representative Miller:

H.B. 1478, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR UNIFORM FRANCHISE TAXES AND FILING FEES FOR CORPORATIONS AND LIMITED LIABILITY COMPANIES AND TO ELIMINATE INCOME TAX ADD-BACK REQUIREMENTS FOR TAX CREDITS, is referred to the Committee on Finance.

By Representative Miller:

H.B. 1479, A BILL TO BE ENTITLED AN ACT TO AMEND THE NEWSPRINT RECYCLING TAX, is referred to the Committee on Finance.

By Representative Miller:

H.B. 1480, A BILL TO BE ENTITLED AN ACT TO AMEND THE TAX LAWS OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Miller:

H.B. 1481, A BILL TO BE ENTITLED AN ACT TO AMEND THE TAX LAW OF NORTH CAROLINA, is referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Miller:

H.B. 1482, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DEVELOPMENT OF AN EFFECTIVE AND EFFICIENT MEANS TO PROMOTE HEALTH INSURANCE COVERAGE FOR UNINSURED CHILDREN IN MODERATE-INCOME FAMILIES, is referred to the Committee on Rules, Calendar, and Operations of the House.

REPRESENTATIVE HACKNEY, SPEAKER PRO TEMPORE, PRESIDING.

CALENDAR

Action is taken on the following:

S.B. 313, A BILL TO BE ENTITLED AN ACT TO ALLOW MECKLENBURG COUNTY TO CONTINUE TO LEVY STORMWATER FEES IF REVENUE BONDS HAVE BEEN ISSUED AND ARE

OUTSTANDING, passes its third reading by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Boyd-McIntyre, Braswell, Bridgeman, Brown, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Cox, Crawford, Culp, Culpepper, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Miller, Miner, Mitchell, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, and Yongue - 105.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Church, Cunningham, Morgan, Rogers, and Wood - 6.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Luebke and without objection, **S.B. 652, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE IN DURHAM COUNTY TO FRAUDULENTLY OBTAIN AMBULANCE SERVICES**, is withdrawn from the Calendar and placed on the Calendar of May 18.

CALENDAR (continued)

House Committee Substitute for **S.B. 181, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF DALLAS AND THE TOWN OF TABOR CITY TO ENACT A PROPERTY MAINTENANCE ORDINANCE AND TO ASSESS CERTAIN COSTS OF ENFORCEMENT AS A LIEN AGAINST THE PROPERTY**, passes its second reading, by electronic vote (107-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

SPEAKER BLACK PRESIDING.

House Committee Substitute for **S.B. 296**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE PROVISIONS REGARDING SUPPLEMENTAL RETIREMENT FUNDS FOR FIREMEN IN THE CHARTER OF THE TOWN OF FOREST CITY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute No. 2 for **H.B. 678**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EQUAL TREATMENT FOR ACUPUNCTURISTS WITH RESPECT TO INSURANCE REIMBURSEMENT AND TO INCREASE THE LATE RENEWAL FEE FOR AN ACUPUNCTURIST LICENSE.

Representative Sherrill offers Amendment No. 2.

Representative Hensley offers perfecting Amendment No. 3.

On motion of the Chair the bill, with Amendments No. 2 and No. 3 pending, is temporarily displaced.

H.B. 1009, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR AGRICULTURAL RESEARCH BY INCREASING THE ASSESSMENT ON FERTILIZER, COMMERCIAL FEED, OR THEIR INGREDIENTS, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Buchanan, Cansler, Capps, Carpenter, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Michaux, Miller, Miner, Mitchell, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Ramsey, Rayfield, Redwine, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 111.

Voting in the negative: None.

Excused absences: Representatives Brubaker, Church, Cunningham, Morgan, Rogers, and Wood - 6.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Hurley and without objection, Committee Substitute for **S.B. 601**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SECRETARY OF CORRECTION HAS SOLE AUTHORITY TO DESIGNATE THE UNIFORMS WORN BY INMATES CONFINED IN THE DIVISION OF PRISONS, is withdrawn from today's Calendar and placed on the Calendar of May 17.

CALENDAR (continued)

House Committee Substitute for **S.B. 198**, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE ISSUANCE OF A NEW ADULT CARE HOME LICENSE TO AN APPLICANT WHO WAS THE LICENSEE OR ADMINISTRATOR OF AN ADULT CARE HOME THE LICENSE OF WHICH HAD BEEN REVOKED OR DOWNGRADED TO PROVISIONAL STATUS OR AGAINST WHICH A TYPE A PENALTY HAD BEEN ASSESSED, AND TO ALLOW NURSING HOME RESIDENTS OR THEIR REPRESENTATIVES ACCESS TO INFORMATION ABOUT COMPLAINT INVESTIGATIONS, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 637, A BILL TO BE ENTITLED AN ACT TO EXPAND THE LAW OF ASSAULT TO PROTECT SCHOOL PERSONNEL AND SCHOOL VOLUNTEERS, passes its second reading, by electronic vote (108-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Committee Substitute No. 2 for **H.B. 678**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EQUAL TREATMENT FOR ACUPUNCTURISTS WITH RESPECT TO INSURANCE REIMBURSEMENT AND TO INCREASE THE LATE RENEWAL FEE FOR AN ACUPUNCTURIST LICENSE, which was temporarily displaced with Amendments No. 2 and No. 3 pending, is before the Body.

Perfecting Amendment No. 3 is adopted by electronic vote (109-1).

Representative Arnold offers perfecting Amendment No. 4.

Representative Luebke inquires if Amendment No. 4 is perfecting. The Speaker rules that the amendment is in order.

On motion of the Chair the bill, with Amendments No. 2 and No. 4 pending, is temporarily displaced.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 693, A BILL TO BE ENTITLED AN ACT TO PROVIDE, UPON THE MOTION OF A DEFENDANT MADE AFTER ISSUANCE OF SUMMONS, THAT A PLAINTIFF IS NOT ALWAYS REQUIRED TO POST A PROSECUTION BOND, PROVIDE SECURITY, OR SHOW THE PLAINTIFF IS SUING AS AN INDIGENT BUT TO PROVIDE THAT THE PLAINTIFF MAY BE SO REQUIRED BY THE CLERK OR JUDGE UPON A SHOWING OF GOOD CAUSE BY THE DEFENDANT, passes its second reading, by electronic vote (109-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 1075, A BILL TO BE ENTITLED AN ACT REGARDING FUNDING AND TRANSPORTATION FOR CHILDREN WITH SPECIAL NEEDS.

On motion of Representative Warner and without objection, the bill is postponed until May 18.

Committee Substitute for **S.B. 898,** A BILL TO BE ENTITLED AN ACT TO INCREASE THE NUMBER OF DAYS WITHIN WHICH A BOARD OF EDUCATION MUST HOLD A TEACHER DISMISSAL HEARING, TO CLARIFY THAT THE SUPERINTENDENT'S DESIGNEE MAY BE PRESENT AT THE CASE MANAGER HEARING, TO ALLOW TIME FOR THE SUPERINTENDENT TO OBTAIN A COPY OF THE CASE MANAGER TRANSCRIPT, TO DECREASE THE NUMBER OF DAYS WITHIN WHICH THE SUPERINTENDENT MUST PROVIDE A LIST OF WITNESSES FOR A BOARD HEARING ON A REDUCTION IN FORCE, TO CHANGE THE DATE WHEN LOCAL BOARDS MUST NOTIFY TEACHERS WHETHER THEIR PROBATIONARY CONTRACTS

HAVE BEEN RENEWED, TO REPEAL THE PROFESSIONAL PRACTICES BOARD, AND TO LIMIT THE NONINSTRUCTIONAL DUTIES ASSIGNED TO TEACHERS, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 769, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ESSENTIAL ELEMENTS OF THE FELONY OFFENSE OF LARCENY OF GINSENG, passes its second reading, by electronic vote (107-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representatives Cole and Crawford, Chairs, for the Permanent Subcommittee on Transportation of the Standing Committee on Appropriations, with approval of standing committee Chairs, for report to be made directly to the floor of the House:

H.B. 815, A BILL TO BE ENTITLED AN ACT TO ALLOW LEFT TURNS ON RED IN CERTAIN SITUATIONS AND TO APPROPRIATE FUNDS FOR SIGNAGE NECESSARY TO IMPLEMENT THE ACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The bill is re-referred to the Committee on Rules, Calendar, and Operations of the House.

By Representative Baddour for the Committee on Judiciary IV:

H.B. 1082, A BILL TO BE ENTITLED AN ACT TO ESTABLISH PENALTIES FOR SELLING CARS IN VIOLATION OF THE MOTOR VEHICLE DEALERS AND MANUFACTURERS LICENSING LAW TO ESTABLISH EDUCATIONAL REQUIREMENTS REQUIRED FOR ISSUANCE AND RENEWAL OF LICENSURE FOR USED MOTOR

VEHICLE DEALERS, AND TO INCREASE FEES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 246**, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND REVISE THE PROCEDURES GOVERNING APPEALS OR TRANSFERS FROM CLERKS OF SUPERIOR COURT TO THE TRIAL COURTS AND TO MAKE CONFORMING AND CLARIFYING AMENDMENTS TO OTHER RELATED SECTIONS OF THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 329**, A BILL TO BE ENTITLED AN ACT TO MAKE NORTH CAROLINA'S LAPSE STATUTE LESS RESTRICTIVE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

CALENDAR (continued)

Committee Substitute No. 2 for **H.B. 678**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR EQUAL TREATMENT FOR ACUPUNCTURISTS WITH RESPECT TO INSURANCE REIMBURSEMENT, which was temporarily displaced with Amendments No. 2 and No. 4 pending, is before the Body.

Perfecting Amendment No. 4 is adopted by electronic vote (96-12).

Amendment No. 2, as perfected by Amendments 3 and 4, is adopted by electronic vote (100-7).

Representatives Allred and Bowie state that their voting equipment malfunctioned and they request to be recorded as voting "aye". These requests are granted. The adjusted vote total is (102-6).

Representative Russell offers Amendment No. 5 which is adopted by electronic vote (83-24).

Representative C. Wilson offers Amendment No. 6 which fails of adoption by electronic vote (32-73).

The bill, as amended, passes its third reading by the following vote, and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Baddour, Barefoot, Blue, Bonner, Boyd-McIntyre, Braswell, Bridgeman, Buchanan, Cansler, Capps, Clary, Cole, Cox, Crawford, Culpepper, Earle, Fitch, Fox, Gardner, Gibson, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Horn, Howard, Hunter, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McCrary, McLawhorn, Melton, Michaux, Moore, Nesbitt, Nye, Oldham, Owens, Ramsey, Rayfield, Saunders, Sexton, Sherrill, Sutton, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, Womble, and Yongue - 66.

Voting in the negative: Representatives Alexander, Allen, Allred, Arnold, Baker, Barbee, Bowie, Creech, Culp, Daughtry, Davis, Decker, Dedmon, Dockham, Easterling, Eddins, Ellis, Ellis, Esposito, Gillespie, Gray, Hill, Holmes, Hurley, McComas, McCombs, McMahan, Miller, Miner, Mitchell, Morris, Mosley, Pope, Preston, Redwine, Russell, Setzer, Smith, Starnes, Tallent, Teague, Thomas, C. Wilson, G. Wilson, and Wright - 44.

Excused absences: Representatives Brubaker, Church, Cunningham, Morgan, Rogers, and Wood - 6.

Representatives Easterling and Wright request and are granted permission to change their vote from "no" to "aye". The adjusted vote total is (68-42).

RE-REFERRAL

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 1156**, A BILL TO BE ENTITLED AN ACT TO AMEND THE PSYCHOLOGY PRACTICE ACT, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Mental Health.

On motion of Representative Culpepper, seconded by Representative Daughtry, the House adjourns at 2:40 p.m. to reconvene Monday, May 17, 1999, at 7:00 p.m.

SIXTY-FOURTH DAY

HOUSE OF REPRESENTATIVES

Monday, May 17, 1999

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"Loving God, Master of the Universe, we thank You for the restfulness of the weekend, the occasion to reconnect with family and friends, the safety in travel and now for the renewed opportunity to be in public service. We come here as leaders in the government. We are told by others that this is a position of power, influence, and prestige, and that we should use them for ourselves. Yet, You have defined leadership differently. You have said that those who would be leaders must first become servants.

"Consecrate our leadership in servanthood. May the power we wield be that of service to others, especially those who are in need. May the influence we exercise be the quiet persuasiveness of love which overcomes hate, peace which subdues conflict, and justice which banishes oppression. May the prestige which we claim come not from the seats we occupy on this floor, but in our position as children in Your family. Yes, Lord, give us power, influence, and prestige, but on Your terms and not ours. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 13 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Bridgeman, Brubaker, Church, Ellis, Horn, Kinney, Moore, Nesbitt, Ramsey, Setzer, Starnes, and Wood for today. Representative Goodwin is excused for a portion of the session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 637, AN ACT TO EXPAND THE LAW OF ASSAULT TO PROTECT SCHOOL PERSONNEL AND SCHOOL VOLUNTEERS.

S.B. 693, AN ACT TO PROVIDE, UPON THE MOTION OF A DEFENDANT MADE AFTER ISSUANCE OF SUMMONS, THAT A PLAINTIFF IS NOT ALWAYS REQUIRED TO POST A PROSECUTION BOND, PROVIDE SECURITY, OR SHOW THE PLAINTIFF IS SUING AS AN INDIGENT BUT TO PROVIDE THAT THE PLAINTIFF MAY BE SO REQUIRED BY THE CLERK OR JUDGE UPON A SHOWING OF GOOD CAUSE BY THE DEFENDANT.

S.B. 769, AN ACT TO MODIFY THE ESSENTIAL ELEMENTS OF THE FELONY OFFENSE OF LARCENY OF GINSENG.

S.B. 898, AN ACT TO INCREASE THE NUMBER OF DAYS WITHIN WHICH A BOARD OF EDUCATION MUST HOLD A TEACHER DISMISSAL HEARING, TO CLARIFY THAT THE SUPERINTENDENT'S DESIGNEE MAY BE PRESENT AT THE CASE MANAGER HEARING, TO ALLOW TIME FOR THE SUPERINTENDENT TO OBTAIN A COPY OF THE CASE MANAGER TRANSCRIPT, TO DECREASE THE NUMBER OF DAYS WITHIN WHICH THE SUPERINTENDENT MUST PROVIDE A LIST OF WITNESSES FOR A BOARD HEARING ON A REDUCTION IN FORCE, TO CHANGE THE DATE WHEN LOCAL BOARDS MUST NOTIFY TEACHERS WHETHER THEIR PROBATIONARY CONTRACTS HAVE BEEN RENEWED, TO REPEAL THE PROFESSIONAL PRACTICES BOARD, AND TO LIMIT THE NONINSTRUCTIONAL DUTIES ASSIGNED TO TEACHERS.

H.B. 1167, AN ACT TO SIMPLIFY THE LATERAL ENTRY PROGRAM FOR TEACHERS.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 313, AN ACT TO ALLOW MECKLENBURG COUNTY TO CONTINUE TO LEVY STORMWATER FEES IF REVENUE BONDS HAVE BEEN ISSUED AND ARE OUTSTANDING.

H.B. 371, AN ACT TO ADD SEVERAL COUNTIES TO THOSE COUNTIES IN WHICH IT IS UNLAWFUL TO REMOVE OR DESTROY ELECTRONIC COLLARS ON DOGS.

H.B. 587, AN ACT TO INCREASE THE INFORMAL BID LIMITS RELATING TO THE LETTING OF PURCHASE CONTRACTS BY THE CITY OF GREENSBORO.

H.B. 829, AN ACT TO ASSIST THE TRANSYLVANIA SCHOOLS WITH THE EXPEDITING OF PUBLIC SCHOOL FACILITIES.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 334, AN ACT TO REPEAL CERTAIN OBSOLETE AGRICULTURAL STATUTES. (S.L. 1999-44)

S.B. 626, AN ACT TO AUTHORIZE THE DURHAM CITY COUNCIL TO DELEGATE TO THE CITY FIRE DEPARTMENT THE AUTHORITY TO APPROVE FIREWORKS DISPLAYS. (S.L. 1999-45)

S.B. 44, AN ACT TO ANNEX CERTAIN DESCRIBED TERRITORY TO THE TOWN OF LAKE WACCAMAW. (S.L. 1999-46)

S.B. 335, AN ACT TO CLARIFY THE LAW REGARDING REDUCTION OR CONTINUATION OF A TEACHER'S BONUS, AS IT APPLIES TO THE CHARLOTTE-MECKLENBURG COUNTY SCHOOL ADMINISTRATIVE UNIT. (S.L. 1999-47)

H.B. 847, AN ACT RELATING TO THE INVESTMENT OF CERTAIN FUNDS BY PITT COUNTY. (S.L. 1999-48)

H.B. 326, AN ACT TO ALLOW THE DIVISION OF NORTH CAROLINA AQUARIUMS TO DISPOSE OF EXHIBITS FROM THE COLLECTIONS OF THE NORTH CAROLINA AQUARIUMS IN ACCORDANCE WITH GENERALLY ACCEPTED PRACTICES FOR ACCREDITED ZOOS AND AQUARIUMS, TO REQUIRE THAT THE NET PROCEEDS OF ANY SALE OR LEASE OF EXHIBITS BE CREDITED TO THE NORTH CAROLINA AQUARIUMS FUND, AND TO REQUIRE THE DIVISION OF NORTH CAROLINA AQUARIUMS TO REPORT ON RECEIPTS OF AND EXPENDITURES FROM THE NORTH CAROLINA AQUARIUMS FUND. (S.L. 1999-49)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 830, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PENALTIES FOR THE TRANSYLVANIA COUNTY ROOM OCCUPANCY TAX, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 18. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **H.B. 1095**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA MEDICAL BOARD AND THE BOARD OF PHARMACY TO ADOPT REGULATIONS TO APPROVE CLINICAL PHARMACIST PRACTITIONERS TO PRACTICE DRUG THERAPY MANAGEMENT PURSUANT TO A DRUG THERAPY MANAGEMENT AGREEMENT, with a favorable report as to Committee Substitute Bill No. 2, which changes the title, unfavorable as to Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), Committee Substitute Bill No. 2 is placed on the Calendar. Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

House Committee Substitute for **S.B. 249**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE MORATORIUM ON ISSUING SHELLFISH CULTIVATION LEASES IN CORE SOUND, TO REQUIRE THE DIVISION OF MARINE FISHERIES AND THE PRIMARY INVESTIGATOR TO REPORT THE RESULTS OF THE SHELLFISH MAPPING AND HUMAN USE MAPPING OF CORE SOUND TO THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE AND THE MARINE FISHERIES COMMISSION, TO AUTHORIZE RATHER THAN REQUIRE THE SECRETARY OF ENVIRONMENT AND NATURAL RESOURCES TO REQUIRE FISHERIES LICENSE AGENTS TO POST BONDS, AND TO ESTABLISH AN INTERIM CRAB LICENSE, with a favorable report as to House Committee Substitute Bill No. 2, which changes the title, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 468**, A BILL TO BE ENTITLED AN ACT CONCERNING CORNER LOT ASSESSMENT EXEMPTIONS BY THE CITY OF WINSTON-SALEM AND FORSYTH COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Baddour for the Committee on Judiciary IV:

S.B. 178, A BILL TO BE ENTITLED AN ACT TO BE KNOWN AS THE NORTH CAROLINA UNIFORM PRUDENT INVESTOR ACT, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Michaux for the Committee on Pensions and Retirement:

H.B. 940, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM TO TRANSFER CREDITABLE SERVICE FROM THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 962, A BILL TO BE ENTITLED AN ACT TO REPEAL THE LAW REQUIRING THAT RETIRED JUDGES FOREGO RETIREMENT BENEFITS OR RECEIVE REDUCED BENEFITS WHILE SERVING AS JUDICIAL OFFICERS IN FEDERAL COURTS, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 965, A BILL TO BE ENTITLED AN ACT TO INCLUDE FULL-TIME COUNTY FIRE MARSHALS IN THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

S.B. 583, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

By Representative Hurley for the Committee on Insurance:

Senate Committee Substitute for **H.B. 165,** A BILL TO BE ENTITLED AN ACT TO REENACT THE 1986 LAW PROVIDING FOR RISK-SHARING PLANS, TO AMEND THE IMMUNITY STATUTES FOR THE FAIR AND BEACH PLANS, TO EXTEND THE BEACH PLAN RATE CAP ON WIND POLICIES ISSUED IN THE COASTAL AREA FOR TWO YEARS, AND TO MAKE A TECHNICAL AMENDMENT IN THE BEACH PLAN LAWS, with recommendation that the House concur.

The bill is placed on the Calendar of May 18.

MESSAGE FROM THE SENATE

The following is received from the Senate:

Senate Committee Substitute for **H.B. 715,** A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT UTILIZATION REVIEW CRITERIA FOR SUBSTANCE ABUSE TREATMENT BE CRITERIA ADOPTED BY THE AMERICAN SOCIETY OF ADDICTION MEDICINE (ASAM) OR SIMILAR CRITERIA, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of May 18.

CALENDAR

Action is taken on the following:

S.B. 709, A BILL TO BE ENTITLED AN ACT TO ALLOW MECKLENBURG COUNTY TO ACQUIRE PROPERTY FOR USE BY ITS BOARDS OF EDUCATION, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Brown, Buchanan, Cansler, Capps, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham,

Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morris, Mosley, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Sexton, Sherrill, Smith, Sutton, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 100.

Voting in the negative: None.

Excused absences: Representatives Bridgeman, Brubaker, Church, Ellis, Horn, Kinney, Moore, Nesbitt, Ramsey, Setzer, Starnes, and Wood - 12.

Committee Substitute for **H.B. 845**, A BILL TO BE ENTITLED AN ACT EXPANDING THE PERMISSIBLE PURPOSES OF THE GREENVILLE UTILITIES COMMISSION AND AUTHORIZING THE COMMISSION TO CHARGE APPROPRIATE FEES FOR EXPANDED SERVICES, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Brown, Buchanan, Cansler, Capps, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Miller, Miner, Mitchell, Morgan, Morris, Mosley, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Sexton, Sherrill, Smith, Sutton, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 100.

Voting in the negative: None.

Excused absences: Representatives Bridgeman, Brubaker, Church, Ellis, Horn, Kinney, Moore, Nesbitt, Ramsey, Setzer, Starnes, Wood - 12.

Committee Substitute for **S.B. 720**, A BILL TO BE ENTITLED AN ACT TO PROVIDE DURHAM COUNTY AND THE CITY OF DURHAM

WITH ADDITIONAL OPTIONS FOR SERVICE OF PROCESS IN ZONING CODE CASES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 534, A BILL TO BE ENTITLED AN ACT PROVIDING THAT THE TOWN OF KENANSVILLE IS NOT OBLIGATED TO PROVIDE SERVICES TO CERTAIN ANNEXED PROPERTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

House Committee Substitute for **S.B. 719**, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF DURHAM AND THE COUNTY OF DURHAM TO CONSIDER LIMITATIONS ON USES AS REQUESTED IN THE DEVELOPMENT PLANS SUBMITTED FOR REZONINGS AND TO MAKE OTHER CHANGES REGARDING THE CONSIDERATION OF DEVELOPMENT PLANS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **S.B. 601**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE SECRETARY OF CORRECTION HAS SOLE AUTHORITY TO DESIGNATE THE UNIFORMS WORN BY INMATES CONFINED IN THE DIVISION OF PRISONS, passes its second reading, by electronic vote (61-42), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

House Committee Substitute for **S.B. 525**, A BILL TO BE ENTITLED AN ACT TO ALLOW NON-UNITED STATES CITIZENS TO SERVE AS PERSONAL REPRESENTATIVES IN THE ADMINISTRATION OF ESTATES.

On motion of Representative Braswell and without objection, the bill is postponed until May 18.

Committee Substitute for **S.B. 658**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE SUNSET ON THE LAW PROVIDING THAT CERTAIN SECONDARY SUPPLIERS OF ELECTRIC SERVICE MAY

FURNISH SERVICE WITHIN THE CORPORATE LIMITS OF A CITY WITH WRITTEN CONSENT FROM THE CITY, ALLOWING THE BOARD OF AN ELECTRIC OR TELEPHONE MEMBERSHIP CORPORATION TO VOTE BY PROXY ON DECISIONS TO ENCUMBER CORPORATE PROPERTY OR TO DISSOLVE AN ELECTRIC MEMBERSHIP CORPORATION, AND MAKING TECHNICAL CHANGES TO THE LAW REGARDING MUNICIPAL ELECTRIC SERVICE, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

S.B. 1008, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TIME FOR THE NORTH CAROLINA UTILITIES COMMISSION TO ADOPT FINAL RULES REGARDING UNIVERSAL SERVICE, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Committee Substitute for **S.B. 614**, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE IMMUNIZATION LAWS PERTAINING TO ADMINISTRATION AND REPORTING OF IMMUNIZATIONS, CERTIFICATES OF IMMUNIZATIONS RECEIVED IN OTHER STATES, SUBMISSION OF IMMUNIZATION CERTIFICATES TO CHILD CARE FACILITIES AND SCHOOL AUTHORITIES, AND TO MAKE OTHER TECHNICAL CHANGES TO THE IMMUNIZATION STATUTES, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

INTRODUCTION OF PAGES

Pages for the week of May 17 are introduced to the membership. They are: Mellissa Hall of Wayne; Martha Nida of Warren; Jamian Polk of Durham; Matthew Randolph of Person; Brandy Smith of Wayne; and Jonathon Waldes of Durham.

RE-REFERRALS

On motion of Representative Miller, pursuant to Rule 39.2 and without objection, **H.B. 1132**, A BILL TO BE ENTITLED AN ACT TO PROMOTE THE PRESERVATION OF FARMLAND, TO PROMOTE SMALL, FAMILY-OWNED FARMS, AND TO CHANGE THE DEFINITION OF SUBDIVISIONS SUBJECT TO REGULATION UNDER CHAPTER 153A OF THE GENERAL STATUTES, is withdrawn from the Committee on Finance and re-referred to the Committee on Agriculture.

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 1411**, A BILL TO BE ENTITLED AN ACT TO REEVALUATE INEFFECTIVE TAX INCENTIVES SO THAT THE NET EFFECT OF THE WILLIAM S. LEE AMENDMENTS IS REVENUE-NEUTRAL FOR THE 1999-2000 BUDGET, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Finance.

On motion of Representative Culpepper, seconded by Representative Adams, the House adjourns at 7:42 p.m. to reconvene May 18, 1999 at 3:00 p.m.

SIXTY-FIFTH DAY**HOUSE OF REPRESENTATIVES**

Tuesday, May 18, 1999

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

“Loving Creator, Your care is the same for the mightiest of men and women as it is for those who feel the most insignificant. Your love is extended equally to those who are strong and those who are weak. Your attention is given without regard to rank or position. For all of life is sacred to You, since all of life is derived from You.

“We confess that we, at times, are guilty of assigning priority and importance to various bills and select committees. Yet, all that we do will affect the people of this State. Forgive us when we become so occupied

with issues large enough to elicit the attention of the media that we fail to adequately consider the consequences of issues with less notoriety. Give us grace to understand that all our work is a sacred responsibility, that every bill deserves our best attention, that each committee merits our hearty participation. Remind us that the act that improves the life of a few, even one, is as holy in Your sight as the act which affects the lives of thousands. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 17 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Blue, Horn, Hurley, Kinney, Moore, and Ramsey for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 601, AN ACT TO PROVIDE THAT THE SECRETARY OF CORRECTION HAS SOLE AUTHORITY TO DESIGNATE THE UNIFORMS WORN BY INMATES CONFINED IN THE DIVISION OF PRISONS.

S.B. 614, AN ACT TO MAKE CHANGES TO THE IMMUNIZATION LAWS PERTAINING TO ADMINISTRATION AND REPORTING OF IMMUNIZATIONS, CERTIFICATES OF IMMUNIZATIONS RECEIVED IN OTHER STATES, SUBMISSION OF IMMUNIZATION CERTIFICATES TO CHILD CARE FACILITIES AND SCHOOL AUTHORITIES, AND TO MAKE OTHER TECHNICAL CHANGES TO THE IMMUNIZATION STATUTES.

S.B. 658, AN ACT TO EXTEND THE SUNSET ON THE LAW PROVIDING THAT CERTAIN SECONDARY SUPPLIERS OF ELECTRIC SERVICE MAY FURNISH SERVICE WITHIN THE CORPORATE LIMITS OF A CITY WITH WRITTEN CONSENT FROM THE CITY, ALLOWING THE BOARD OF AN ELECTRIC OR TELEPHONE MEMBERSHIP CORPORATION TO VOTE BY PROXY ON DECISIONS TO ENCUMBER CORPORATE PROPERTY OR TO DISSOLVE AN ELECTRIC MEMBERSHIP CORPORATION, AND MAKING TECHNICAL CHANGES TO THE LAW REGARDING MUNICIPAL ELECTRIC SERVICE.

S.B. 1008, AN ACT TO EXTEND THE TIME FOR THE NORTH CAROLINA UTILITIES COMMISSION TO ADOPT FINAL RULES REGARDING UNIVERSAL SERVICE.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 534, AN ACT PROVIDING THAT THE TOWN OF KENANSVILLE IS NOT OBLIGATED TO PROVIDE SERVICES TO CERTAIN ANNEXED PROPERTY.

S.B. 720, AN ACT TO PROVIDE DURHAM COUNTY AND THE CITY OF DURHAM WITH ADDITIONAL OPTIONS FOR SERVICE OF PROCESS IN ZONING CODE CASES.

H.B. 179, AN ACT TO INCREASE THE MONTHLY BENEFIT TO MEMBERS OF THE WILKESBORO FIREMEN'S SUPPLEMENTAL PENSION FUND.

H.B. 471, AN ACT AMENDING THE CHARTERS OF THE TOWNS OF STOKESDALE, SUMMERFIELD, PLEASANT GARDEN, AND OAK RIDGE TO EXEMPT AGRICULTURAL LAND USES WITHIN THOSE JURISDICTIONS FROM ZONING.

H.B. 776, AN ACT AUTHORIZING THE CITY OF ROANOKE RAPIDS TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 313, AN ACT TO ALLOW MECKLENBURG COUNTY TO CONTINUE TO LEVY STORMWATER FEES IF REVENUE BONDS HAVE BEEN ISSUED AND ARE OUTSTANDING. (S.L. 1999-50)

H.B. 371, AN ACT TO ADD SEVERAL COUNTIES TO THOSE COUNTIES IN WHICH IT IS UNLAWFUL TO REMOVE OR DESTROY ELECTRONIC COLLARS ON DOGS. (S.L. 1999-51)

H.B. 587, AN ACT TO INCREASE THE INFORMAL BID LIMITS RELATING TO THE LETTING OF PURCHASE CONTRACTS BY THE CITY OF GREENSBORO. (S.L. 1999-52)

H.B. 829, AN ACT TO ASSIST THE TRANSYLVANIA SCHOOLS WITH THE EXPEDITING OF PUBLIC SCHOOL FACILITIES. (S.L. 1999-53)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representative Hill for the Committee on Agriculture:

H.B. 819, A BILL TO BE ENTITLED AN ACT TO CREATE A STATE SPAY/NEUTER FUND, TO IMPOSE A FEE OF FIFTY CENTS ON RABIES VACCINATIONS TO RAISE MONEY FOR THE SPAY/NEUTER FUND, TO ESTABLISH A STATEWIDE EDUCATIONAL PROGRAM ON THE BENEFITS OF SPAYING AND NEUTERING PETS, AND TO PROVIDE AN INCENTIVE TO COUNTIES AND CITIES TO LEVY A DIFFERENTIAL TAX ON DOGS AND CATS THAT ARE NOT SPAYED OR NEUTERED, with an unfavorable report.

The bill is placed on the Unfavorable Calendar.

By Representative Baddour for the Committee on Judiciary IV:

Committee Substitute for **S.B. 272**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITIES OF WILMINGTON AND GREENVILLE, AND THE TOWNS OF HUNTERSVILLE AND MATTHEWS, TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 871, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE OBLIGATION OF DECEDENTS' ESTATES FOR FUNERAL EXPENSES AND RELATED EXPENSES, with a

favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Braswell for the Committee on Judiciary II:

S.B. 483, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GOVERNING THE LIMITATIONS OF SUCCESSORS AND ASSIGNEES OF FOREIGN CORPORATIONS AND FOREIGN NONPROFIT CORPORATIONS TO FILE CAUSES OF ACTION OR PROCEEDINGS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Hackney for the Committee on Judiciary I:

Committee Substitute for **S.B. 65**, A BILL TO BE ENTITLED AN ACT TO ENHANCE MOTOR VEHICLE OCCUPANT RESTRAINT SAFETY, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 665, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CURRITUCK COUNTY ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of May 19. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 353**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF DAVIDSON TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 19.

S.B. 436, A BILL TO BE ENTITLED AN ACT TO RATIFY, APPROVE, CONFIRM, AND VALIDATE CERTAIN BOND REFERENDA OF UNITS OF LOCAL GOVERNMENT HELD IN CONNECTION WITH THE AUTHORIZATION OF BONDS OF THOSE UNITS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Committee Substitute for **S.B. 712,** A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CORNELIUS TO PROVIDE FOR VOLUNTARY ANNEXATION OF PROPERTY SUBJECT TO PRESENT-USE VALUE APPRAISAL, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar of May 19. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Dedmon for the Committee on Local Government I:

H.B. 781, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF CATAWBA TO ANNEX PROPERTY ENCLOSED BY THE CORPORATE BOUNDARIES OF THE TOWN, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 702, A BILL TO BE ENTITLED AN ACT TO ALLOW RESTORATION OF ZONING AUTHORITY OF THE TOWN OF MATTHEWS AS TO CERTAIN PROPERTY IF MECKLENBURG COUNTY DISPOSES OF IT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 19.

By Representatives Jeffus and Wainwright, Chairs, for the Permanent Subcommittee on General Government:

H.B. 751, A BILL TO BE ENTITLED AN ACT TO IMPOSE A MORATORIUM ON NEW TECHNOLOGY INITIATIVES UNTIL AFTER JANUARY 1, 2000, AS RECOMMENDED BY THE STATE AUDITOR, reported to the Standing Committee on Appropriations with recommendation that the bill be re-referred to the Committee on Appropriations, Subcommittee on Natural and Economic Resources.

WITHDRAWAL OF BILLS FROM CALENDAR

On motion of the Chair, pursuant to Rule 36(b)(2), **H.B. 1095**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA MEDICAL BOARD AND THE BOARD OF PHARMACY TO ADOPT RULES TO APPROVE CLINICAL PHARMACIST PRACTITIONERS TO PRACTICE DRUG THERAPY MANAGEMENT PURSUANT TO A DRUG THERAPY MANAGEMENT AGREEMENT, is withdrawn from the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Rules, Calendar, and Operations of the House.

On motion of the Chair, pursuant to Rule 38, **S.B. 233**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO CARRY OVER ANY UNSPENT TRANSPORTATION IMPROVEMENT PROGRAM EQUITY REGION ALLOCATION TO THE NEXT YEAR AND TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO DEMONSTRATE COMPLIANCE WITH THE HIGHWAY TRUST FUND EQUITY REGION FORMULA BY SUBMITTING YEARLY REPORTS DOCUMENTING SPENDING BY EQUITY REGION, is withdrawn from the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 778**, A BILL TO BE ENTITLED AN ACT TO ADD FOUR MEMBERS TO THE STUDY COMMISSION ON THE FUTURE OF ELECTRIC SERVICE IN NORTH CAROLINA, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of May 19.

Upon concurrence, the Senate committee substitute changes the title.

H.B. 880, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE COMPETITIVE BID PROCESS IN SEVERAL COUNTIES FOR CITY, COUNTY, AND PUBLIC SCHOOL PROJECTS OF FIVE HUNDRED THOUSAND DOLLARS OR LESS, is returned for concurrence in Senate amendment and placed on the Calendar of May 19.

Upon concurrence, the Senate amendment changes the title.

Senate Committee Substitute for **H.B. 1076**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT FIRE SERVICE MAINS

COMPLY WITH THE NORTH CAROLINA STATE BUILDING CODE, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of May 19.

CALENDAR

Action is taken on the following:

H.R. 1140, A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF JOSHUA G. WRIGHT FOR WHOM THE TOWN OF WRIGHTSVILLE BEACH IS NAMED UPON THE TOWN'S ONE HUNDREDTH ANNIVERSARY.

The resolution is adopted by electronic vote (113-0) and ordered printed.

H.B. 165, A BILL TO BE ENTITLED AN ACT TO REENACT THE 1986 LAW PROVIDING FOR RISK-SHARING PLANS, TO AMEND THE IMMUNITY STATUTES FOR THE FAIR AND BEACH PLANS, AND TO MAKE A TECHNICAL AMENDMENT IN THE BEACH PLAN LAWS.

On motion of Representative Redwine, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (110-1), and the bill is ordered enrolled and presented to the Governor.

H.B. 715, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT UTILIZATION REVIEW CRITERIA FOR SUBSTANCE ABUSE TREATMENT BE CRITERIA ADOPTED BY THE AMERICAN SOCIETY OF ADDICTION MEDICINE (ASAM) OR SIMILAR CRITERIA.

On motion of Representative Alexander, the House concurs in the Senate committee substitute bill, by electronic vote (112-0), and the bill is ordered enrolled and presented to the Governor.

S.B. 709, A BILL TO BE ENTITLED AN ACT TO ALLOW MECKLENBURG COUNTY TO ACQUIRE PROPERTY FOR USE BY ITS BOARDS OF EDUCATION, passes its third reading by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary,

Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Howard, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 113.

Voting in the negative: None.

Excused absences: Representatives Blue, Horn, Hurley, Kinney, Moore, and Ramsey - 6.

H.B. 845, A BILL TO BE ENTITLED AN ACT EXPANDING THE PERMISSIBLE PURPOSES OF THE GREENVILLE UTILITIES COMMISSION AND AUTHORIZING THE COMMISSION TO CHARGE APPROPRIATE FEES FOR EXPANDED SERVICES, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Howard, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 113.

Voting in the negative: None.

Excused absences: Representatives Blue, Horn, Hurley, Kinney, Moore, and Ramsey - 6.

H.B. 830, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PENALTIES FOR THE TRANSYLVANIA COUNTY ROOM OCCUPANCY TAX, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Howard, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 112.

Voting in the negative: Representative Capps.

Excused absences: Representatives Blue, Horn, Hurley, Kinney, Moore, and Ramsey - 6.

S.B. 652, A BILL TO BE ENTITLED AN ACT TO MAKE IT A CRIMINAL OFFENSE IN DURHAM COUNTY TO FRAUDULENTLY OBTAIN AMBULANCE SERVICES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 1075, A BILL TO BE ENTITLED AN ACT REGARDING FUNDING AND TRANSPORTATION FOR CHILDREN WITH SPECIAL NEEDS, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

On motion of Representative Warner and without objection, the bill is temporarily displaced.

House Committee Substitute for **S.B. 525**, A BILL TO BE ENTITLED AN ACT TO ALLOW NON-UNITED STATES CITIZENS WHO ARE RESIDENTS OF NORTH CAROLINA TO SERVE AS PERSONAL REPRESENTATIVES IN THE ADMINISTRATION OF ESTATES,

passes its second reading, by electronic vote (111-1), and there being no objection is read a third time.

Representative Allred requests and is granted permission to change his vote from "aye" to "no". The adjusted vote total is (110-2).

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

RE-REFERRALS

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, the following bills are withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Finance:

H.B. 1480, A BILL TO BE ENTITLED AN ACT TO AMEND THE TAX LAWS OF NORTH CAROLINA; and

H.B. 857, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE CHATHAM COUNTY TO LEVY AN IMPACT TAX AND A VEHICLE REGISTRATION TAX, TO AUTHORIZE ORANGE COUNTY TO LEVY AN IMPACT TAX, TO AUTHORIZE THE TOWN OF CHAPEL HILL TO LEVY AN IMPACT TAX IN ADDITION TO ITS IMPACT FEES, TO AUTHORIZE THE TOWN OF CARRBORO TO LEVY A ROOM OCCUPANCY TAX, AND TO MODIFY THE HILLSBOROUGH MEALS TAX PENALTIES.

On motion of Representative Culpepper, seconded by Representative Morgan, the House adjourns at 3:48 p.m. to reconvene May 19 at 3:00 p.m.

SIXTY-SIXTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, May 19, 1999

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"O Lord, we remember this day, Mr. Ramsey, who is separated from us due to injuries sustained in an accident. We ask that Your healing Spirit would rest upon him, knitting together the broken bones and offering strength and courage to his soul as he recovers from his injuries. We also give thanks for Mr. Nesbitt's willingness to go out of his way and be with Mr. Ramsey during this time of need.

"Ever-present God, we give You thanks that You are not far from each of us. It is in You that we live and move and have our being. You surround us with Your love. You invite us into relationship. You promise to be our guide. Yet, our lives are so busy that we often forget to still our souls and open our hearts to the whispers of Your Spirit.

"In the quiet of this moment, let us feel Your presence and hear Your voice. Help us to surrender ourselves in trust to Your movement within us and Your leading among us. Remind us that in following You, we will find the paths of righteousness and the way of salvation. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 18 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Braswell, Creech, Gray, Horn, Mosley, Pope, Ramsey, and Wood for today. Representative Blue is excused for a portion of the session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 198, AN ACT PERTAINING TO THE ISSUANCE OF A NEW ADULT CARE HOME LICENSE TO AN APPLICANT WHO WAS THE LICENSEE OR ADMINISTRATOR OF AN ADULT CARE HOME THE LICENSE OF WHICH HAD BEEN REVOKED OR DOWNGRADED TO PROVISIONAL STATUS OR AGAINST WHICH A TYPE A PENALTY HAD BEEN ASSESSED, AND TO ALLOW NURSING HOME RESIDENTS OR THEIR REPRESENTATIVES ACCESS TO INFORMATION ABOUT COMPLAINT INVESTIGATIONS.

H.B. 165, AN ACT TO REENACT THE 1986 LAW PROVIDING FOR RISK-SHARING PLANS, TO AMEND THE IMMUNITY STATUTES FOR THE FAIR AND BEACH PLANS, TO EXTEND THE BEACH PLAN RATE CAP ON WIND POLICIES ISSUED IN THE COASTAL AREA FOR TWO YEARS, AND TO MAKE A TECHNICAL AMENDMENT IN THE BEACH PLAN LAWS.

H.B. 239, AN ACT TO AMEND THE LAW GOVERNING PROPERTY TRANSFERS BETWEEN COMMUNITY COLLEGE BOARDS OF TRUSTEES AND COUNTIES FOR COMMUNITY COLLEGE PURPOSES.

H.B. 715, AN ACT TO PROVIDE THAT UTILIZATION REVIEW CRITERIA FOR SUBSTANCE ABUSE TREATMENT BE CRITERIA ADOPTED BY THE AMERICAN SOCIETY OF ADDICTION MEDICINE (ASAM) OR SIMILAR CRITERIA.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 181, AN ACT AUTHORIZING THE TOWN OF DALLAS, THE TOWN OF TABOR CITY, AND THE CITY OF WHITEVILLE TO ENACT A PROPERTY MAINTENANCE ORDINANCE AND TO ASSESS CERTAIN COSTS OF ENFORCEMENT AS A LIEN AGAINST THE PROPERTY.

S.B. 296, AN ACT TO REPEAL THE PROVISIONS REGARDING SUPPLEMENTAL RETIREMENT FUNDS FOR FIREMEN IN THE CHARTER OF THE TOWN OF FOREST CITY.

S.B. 652, AN ACT TO MAKE IT A CRIMINAL OFFENSE IN DURHAM COUNTY TO FRAUDULENTLY OBTAIN AMBULANCE SERVICES.

S.B. 709, AN ACT TO ALLOW MECKLENBURG COUNTY TO ACQUIRE PROPERTY FOR USE BY ITS BOARDS OF EDUCATION.

H.B. 221, AN ACT TO REVISE AND CONSOLIDATE THE CHARTERS OF THE TOWN OF YAUPON BEACH AND THE TOWN OF LONG BEACH AND ESTABLISH A CHARTER FOR THE CONSOLIDATED TOWN OF OAK ISLAND.

H.B. 378, AN ACT TO AUTHORIZE THE ROANOKE RAPIDS HOUSING AUTHORITY AND THE ROANOKE RAPIDS REDEVELOPMENT COMMISSION TO CONVEY BY PRIVATE SALE REAL PROPERTY LOCATED WITHIN A REDEVELOPMENT PROJECT AREA.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 534, AN ACT PROVIDING THAT THE TOWN OF KENANSVILLE IS NOT OBLIGATED TO PROVIDE SERVICES TO CERTAIN ANNEXED PROPERTY. (S.L. 1999-54)

S.B. 720, AN ACT TO PROVIDE DURHAM COUNTY AND THE CITY OF DURHAM WITH ADDITIONAL OPTIONS FOR SERVICE OF PROCESS IN ZONING CODE CASES. (S.L. 1999-55)

H.B. 179, AN ACT TO INCREASE THE MONTHLY BENEFIT TO MEMBERS OF THE WILKESBORO FIREMEN'S SUPPLEMENTAL PENSION FUND. (S.L. 1999-56)

H.B. 471, AN ACT AMENDING THE CHARTERS OF THE TOWNS OF STOKESDALE, SUMMERFIELD, PLEASANT GARDEN, AND OAK RIDGE TO EXEMPT AGRICULTURAL LAND USES WITHIN THOSE JURISDICTIONS FROM ZONING. (S.L. 1999-57)

H.B. 776, AN ACT AUTHORIZING THE CITY OF ROANOKE RAPIDS TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE. (S.L. 1999-58)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEE

The following reports from standing committees and permanent subcommittees are presented:

By Representative Wright for the Permanent Subcommittee on Capital:

H.B. 823, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE WAKE COUNTY DISPUTE RESOLUTION CENTER, reported to the Standing Committee on Appropriations with recommendation that the bill be re-referred to the Committee on Appropriations, Subcommittee on Justice and Public Safety.

H.B. 824, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE WAKE COUNTY TEEN COURT, reported to the Standing Committee on Appropriations with recommendation that the bill be re-referred to the Committee on Appropriations, Subcommittee on Justice and Public Safety.

H.B. 1042, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR INDIGENCY SCREENERS FOR THE WAKE COUNTY COURT SYSTEM, reported to the Standing Committee on Appropriations with recommendation that the bill be re-referred to the Committee on Appropriations, Subcommittee on Justice and Public Safety.

By Representative Guley for the Committee on Wildlife Resources:

Committee Substitute for **S.B. 323,** A BILL TO BE ENTITLED AN ACT TO EXTEND WATERFOWL HUNTING PRIVILEGES TO HOLDERS OF COMPREHENSIVE HUNTING LICENSES, TO INCREASE THE FEE CHARGED FOR MIGRATORY WATERFOWL LICENSES, AND TO INCREASE THE APPLICATION FEE FOR MANAGED HUNTS FOR MIGRATORY WATERFOWL AND REQUIRE APPLICANTS TO FURNISH SATISFACTORY PROOF OF POSSESSION OF THE NECESSARY HUNTING LICENSE, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

S.B. 391, A BILL TO BE ENTITLED AN ACT TO PROHIBIT DEER HUNTING IN MOORE COUNTY WITHOUT THE WRITTEN PERMISSION OF THE LANDOWNER, TO PROHIBIT DEER HUNTING FROM THE RIGHT-OF-WAY OF A PUBLIC ROAD IN MOORE COUNTY, AND TO REQUIRE OWNER IDENTIFICATION ON DOGS USED TO HUNT DEER IN MOORE COUNTY, with a favorable report and recommendation that the bill be re-referred to the Committee on Finance.

The bill is re-referred to the Committee on Finance.

By Representative Dedmon for the Committee on Local Government I:

Committee Substitute for **S.B. 350,** A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE WITH RESPECT TO EXECUTION OF DEEDS AND THE DISPOSITION OF REAL PROPERTY BY PRIVATE SALE OR SUBJECT TO RESTRICTIONS OR BOTH, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Committee Substitute for **S.B. 543,** A BILL TO BE ENTITLED AN ACT RELATING TO ZONING BY FORSYTH COUNTY, THE TOWNS OF KERNERSVILLE AND LEWISVILLE, AND THE VILLAGE OF CLEMMONS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 1480, A BILL TO BE ENTITLED AN ACT TO AMEND THE TAX LAWS OF NORTH CAROLINA, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

S.B. 675, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO AN ACT WHICH REVIVED THE CHARTER OF THE TOWN OF UNIONVILLE, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Warner and Yongue, Chairs, for the Committee on Education:

H.B. 1440, A BILL TO BE ENTITLED AN ACT TO ENHANCE AND STRENGTHEN NORTH CAROLINA'S DRIVER AND SAFETY EDUCATION PROGRAM AND TO PROVIDE FUNDS FOR THIS PURPOSE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 1068, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR. EDMUND STRUDWICK, THE FIRST PRESIDENT OF THE NORTH CAROLINA MEDICAL SOCIETY, ON THE SOCIETY'S ONE HUNDRED FIFTIETH ANNIVERSARY, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

SUBCOMMITTEE REFERRAL

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations refer **S.B. 233, A BILL TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO CARRY OVER ANY UNSPENT TRANSPORTATION IMPROVEMENT PROGRAM EQUITY REGION ALLOCATION TO THE NEXT YEAR AND TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO DEMONSTRATE COMPLIANCE WITH THE HIGHWAY TRUST FUND EQUITY REGION FORMULA BY SUBMITTING YEARLY REPORTS DOCUMENTING SPENDING BY EQUITY REGION**, to the Committee on Appropriations, Sub-Committee on Transportation.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittees are presented:

MESSAGE FROM THE SENATE

The following is received from the Senate:

H.B. 105, A BILL TO BE ENTITLED AN ACT TO CREATE THE BUTNER ADVISORY COUNCIL, AND TO ALLOW CERTAIN FEES TO BE PLACED IN A SPECIAL FUND FOR THE BUTNER PUBLIC SAFETY DIVISION, is returned for concurrence in Senate amendment and placed on the Calendar of May 20.

Upon concurrence, the Senate amendment changes the title.

BILL PLACED ON CALENDAR

Pursuant to Rule 36(b), Representative Culpepper gives notice and places **H.J.R. 1068, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR. EDMUND STRUDWICK, THE FIRST PRESIDENT OF THE NORTH CAROLINA MEDICAL SOCIETY, ON THE SOCIETY'S ONE HUNDRED FIFTIETH ANNIVERSARY**, on today's Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 880**, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY THE COMPETITIVE BID PROCESS IN SEVERAL COUNTIES COUNTY FOR CITY, COUNTY, AND PUBLIC SCHOOL PROJECTS OF FIVE HUNDRED THOUSAND DOLLARS OR LESS.

On motion of Representative Allred, the House concurs in the Senate amendment, which changes the title, by electronic vote (105-3), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 778**, A BILL TO BE ENTITLED AN ACT TO ADD SIX MEMBERS TO THE STUDY COMMISSION ON THE FUTURE OF ELECTRIC SERVICE IN NORTH CAROLINA.

On motion of Representative McComas, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote, (108-0), and the bill is ordered enrolled and presented to the Governor.

Senate Committee Substitute for **H.B. 1076**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT FIRE SERVICE MAINS COMPLY WITH THE NORTH CAROLINA STATE BUILDING CODE.

On motion of Representative Capps, the House concurs in the Senate committee substitute bill, by electronic vote (107-0), and the bill is ordered enrolled and presented to the Governor.

S.B. 1075, A BILL TO BE ENTITLED AN ACT REGARDING FUNDING AND TRANSPORTATION FOR CHILDREN WITH SPECIAL NEEDS, passes its third reading, by electronic (103-0), and is ordered enrolled and presented to the Governor.

H.B. 830, A BILL TO BE ENTITLED AN ACT TO MODIFY THE PENALTIES FOR THE TRANSYLVANIA COUNTY ROOM OCCUPANCY TAX, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee,

Barefoot, Berry, Bowie, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Grady, Gulley, Hackney, Haire, Hensley, Hiatt, Hill, Howard, Hunter, Hurley, Insko, Jarrell, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Nesbitt, Nye, Oldham, Owens, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 104.

Voting in the negative: Representative Capps.

Excused absences: Representatives Blue, Braswell, Creech, Gray, Hardaway, Horn, Mosley, Pope, Ramsey, and Wood - 10.

H.B. 665, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CURRITUCK COUNTY ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Bonner, Bowie, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hensley, Hiatt, Hill, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Nesbitt, Nye, Oldham, Owens, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 105.

Voting in the negative: Representative Capps.

Excused absences: Representatives Blue, Braswell, Creech, Gray, Hardaway, Horn, Mosley, Pope, Ramsey, and Wood - 10.

Representative Blue requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (106-1).

S.B. 353, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF DAVIDSON TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hensley, Hiatt, Hill, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Nesbitt, Nye, Oldham, Owens, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 109.

Voting in the negative: None.

Excused absences: Representatives Braswell, Creech, Gray, Hardaway, Horn, Mosley, Pope, Ramsey, and Wood - 9.

S.B. 712, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CORNELIUS TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hensley, Hiatt, Hill, Holmes, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Nesbitt, Nye, Oldham, Owens, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith,

Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 109.

Voting in the negative: None.

Excused absences: Representatives Braswell, Creech, Gray, Hardaway, Horn, Mosley, Pope, Ramsey, and Wood - 9.

S.B. 702, A BILL TO BE ENTITLED AN ACT TO ALLOW RESTORATION OF ZONING AUTHORITY OF THE TOWN OF MATTHEWS AS TO CERTAIN PROPERTY IF MECKLENBURG COUNTY DISPOSES OF IT, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

RE-REFERRALS

On motion of Representative Michaux pursuant to Rule 39.2, **H.B. 1371**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT SERVICE AS A MAGISTRATE SHALL APPLY TOWARD LONGEVITY PAY FOR CLERKS OF SUPERIOR COURT, is withdrawn from the Committee on Pensions and Retirement and re-referred to the Committee on Appropriations.

On motion of Representative Allen, **H.B. 1327**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE DEFINITION OF A STATE DEVELOPMENT ZONE, is withdrawn from the Committee on Finance and re-referred to the Committee on Economic Growth and Community Development.

MINORITY LEADER ANNOUNCED

Representative Daughtry announces his resignation as Minority Leader and the subsequent election of Representative Morgan to the post.

ESCORT COMMITTEE APPOINTED

The Speaker appoints the following members as an Escort Committee for Ms. April Whittemore and Ms. Melissa Silver: Representatives Sutton, Yongue, Bonner, Hurley, Kinney, McAllister, Morris, and Warner.

GUESTS

Ms. April Whittemore and Ms. Melissa Silver enter the Chamber and are escorted to the Well of the House by the following Members: Representatives Sutton, Yongue, Bonner, Hurley, Kinney, McAllister, Morris, and Warner.

Representative Sutton introduces Ms. Silver, Miss Indian North Carolina 1999-2000, to the Body and she makes brief remarks.

Representative Sutton introduces Ms. Whittemore, Miss Indian World 1998-1999, to the Body and she makes the following remarks.

"I am from a culturally diverse parentage. My mother is Lumbee, Cheraw, Cree and Tuscararo. My father is English and Cherokee. I walk in two worlds. I am from the Turtle clan from my mother. I am the sister of John Settle Whittemore.

"In April of 1998, I was crowned, before an audience of over 25,000 people in Albuquerque, New Mexico, as Miss Indian World. Twenty-eight contestants from across the world entered the pageant. Competition included public speaking, interview, traditional talent and traditional tribal dance. My talent was demonstration of North Carolina tobacco. The tobacco was grown the traditional way by my elders. I demonstrated the use of tobacco as a medicine. Among natives, tobacco is a source of religious power. My purpose was to educate Native youth and others who were interested about the dangers of tobacco, but also to increase the knowledge related to the preservation of traditional native use.

"Out of the twenty-eight contestants, there was one other Native woman from the South - a Seminole from Florida. I was the first, as Mr. Sutton said, Native woman from the South to be crowned Miss Indian World. I am the first non-federally recognized female to have held the title.

"As Miss Indian World, I traveled the Nation working towards expelling stereotypes of Natives and promoted understandings about indigenous people, which included reversing the historical human rights violations against Natives of this hemisphere; to bring issues such as federal recognition; and also recognition of religious expression; and environmental issues into a new forum where the Native community can interface with majority groups to reach solutions. I was able to speak to numerous officials, senators, congresspeople and governors with large populations of Natives in their individual states regarding problems within different tribes. I even had the opportunity to dance the two-step with General Shelton.

"Today, I feel like an intruder here, but I am very, very glad to have this time to send a message to you - to talk to you about things that affect all nations, all people and all citizens of this great State of North Carolina. Today, I am here as April Whittemore, a citizen of North Carolina. We all are celebrating a time in our history which is filled with joy and sadness. Genocide continues, but it is in a different part of the world, but that does not make it right. It was right when we found Christopher Columbus lost in our forests. We took him in so he wouldn't starve, shared our longhouses, and taught him the democratic process. And the rest is history - yes, his story, not our story. We as Natives (and I as a Lumbee young lady) are not finished yet. We will be recognized for our accomplishments and recognized federally as the Indians that we are. My goal is to help accomplish this before another one of my elders dies without knowing the full joy of finally having the government give us permission to be who we really are.

"So it is not news to us that the world needs healing. On all levels, personal, social, national and international, environmental and global, the world is wounded, sick, and worn out. Everything we think, say, and do has ripple effects to infinity.

"As students, at an early age we recognized our interconnectedness with other people, and we can see the far-reaching effects of what we do. Together, and or separately, we journey different paths toward finding and understanding the meaning of our lives. Together, we discover that we are not so different from one another. Together, we can find the strength and support that none of us has alone. We are all under the same big sky. Whether or not we recognize it, we are responsible, one to another.

"You don't make decisions because they are easy; you don't make them because they are cheap; you don't make them because they're popular; you shouldn't make them because there's profit to be made; and you shouldn't make them if it will change the moral standards of the office that you hold. You make them because they are right.

"We are all shaped and fashioned by what we love. I love grandmas, grandpas and children - actually I love everyone - but the latter three are my favorites. The latter three are having difficult times now - the Medicare crisis is hitting the seniors hard, especially the reservation areas that require distance travel. Here in our State, many seniors cannot afford the distance to travel to health care facilities.

"Outpatient facilities and skilled nursing homes are having to make cut backs in staff because of changes brought about by the Balanced Budget Act, while outpatient hospital services go untouched and remain the most

expensive. Caps have been placed on medically necessary treatments and therapies. Providers are being denied payment in years of a surplus. This is affecting the viability of outpatient medical providers, the gap of receiving adequate health care is widening. Seniors have to decide whether to eat or to buy medications - they can't do both. My own grandmother was a victim, last year, of Medicare cuts, having been discharged three days early (so the hospital could make more money) and that same day, hours after leaving the hospital, she passed away.

"Other issues facing seniors include intergenerational families - grandparents are raising their grandchildren, either because these kids have lost parents due to imprisonment, or abandonment and/or death. The epidemic of AIDS has and will continue in the year 2000 to orphan children. Grandparents are now abusing and/or abandoning these children because of resentment - having to use their retirement and/or social security to raise another family.

"Children in America today are having rough days. During my travels, so many children (Native and non-Native) shared their problems in letters and in person. They wrote to me that I should help to do things 'eliminate all war, hatred, violence, and disrespect', eliminate the word 'gun'. Children are afraid and children are missing three basic things in their lives. These are - I love you, I forgive you and Dinner is served. Too few children hear the words I love you or I forgive you. And, do you have any idea how many children in the State of North Carolina don't get dinner - don't get to sit down at a table with a family and have a meal - they never hear 'dinner is served'. Children are being raised by children, parenting skills are existing in textbooks only, the majority of the population of kids get their own food, if it is to be gotten.

"Children have access to guns. It's not uncommon - I see them every week in my work - kids too young to drive - but they have guns. Being different is not about being 'right' and 'wrong', it's simply being 'different'. Kids are creating their own sanctuaries because of missing ingredients. They turn to violence in the media, to groups that provide them love and forgiveness, that provide them with the security and acceptance they need. Gangs are family to them because they are missing the ingredient of family at home.

"Our diversity is beautiful. Rather than standing up to tear one another down, let us assemble in our diversity and find strength to conquer the problems of the coming millennium. Judge John Marshall Harlan stated in *Plessy vs. Ferguson* in 1896 - that 'our Constitution is colorblind and neither knows nor tolerates classes among citizens. The arbitrary separation

of citizens, on the basis of race, is a badge of servitude wholly inconsistent with civil freedom'.

"Put your hands out - open them up. They are tools with which to serve, make friends or enemies and/or reach out in the best of life. Open hands opens the way to achievement - put them to work today. I long to accomplish a great task, but it is my chief duty as a citizen of the great State of North Carolina to accomplish small tasks as if they were great and noble - because every calling is great when greatly pursued."

Upon completion of their remarks, Ms. Whittemore and Ms. Silver leave the Hall of the House with the Escort Committee.

RE-REFERRALS

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **S.B. 710**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF HUNTERSVILLE TO ESTABLISH A VOLUNTARY TRANSFER OF DEVELOPMENT RIGHTS PILOT PROGRAM FOR THE PROTECTION OF FARMLAND, ENVIRONMENTALLY SENSITIVE LAND, AND OTHER OPEN LAND WITHIN THE TOWN'S EXTRATERRITORIAL JURISDICTION, is withdrawn from the Committee on Environment and Natural Resources and re-referred to the Committee on Local Government I.

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, Committee Substitute for **H.B. 1308**, A BILL TO BE ENTITLED AN ACT TO EXEMPT CERTAIN GOVERNMENT PURCHASES FROM STATE AND LOCAL SALES TAX AND TO ALLOW A SALES TAX REFUND TO COMMUNITY COLLEGES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Appropriations.

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 1482**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DEVELOPMENT OF AN EFFECTIVE AND EFFICIENT MEANS TO PROMOTE HEALTH INSURANCE COVERAGE FOR UNINSURED CHILDREN IN MODERATE-INCOME FAMILIES, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.B. 369, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF GREENSBORO, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 351, A BILL TO BE ENTITLED AN ACT RELATING TO THE 27TH HOUSE DISTRICT, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and with recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

Representative Culpepper moves, seconded by Representative Dedmon, that the House adjourn, subject to the ratification of bills, to reconvene May 20 at 1:00 p.m.

The motion carries.

ENROLLED BILL

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 1068, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR. EDMUND STRUDWICK, THE FIRST PRESIDENT OF THE NORTH CAROLINA MEDICAL SOCIETY, ON THE SOCIETY'S ONE HUNDRED FIFTIETH ANNIVERSARY. (RESOLUTION 10)

The House stands adjourned at 4:30 p.m.

SIXTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES
Thursday, May 20, 1999

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Moore.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 19 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Creech, Dockham, Gardner, Gray, Holmes, Horn, McComas, McMahan, Pope, Ramsey, Starnes, and Sutton for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 1075, AN ACT REGARDING FUNDING AND TRANSPORTATION FOR CHILDREN WITH SPECIAL NEEDS.

H.B. 201, AN ACT TO AMEND THE LAW RELATING TO THE APPOINTMENT OF SUCCESSOR TRUSTEES TO CONFORM TO THE RULES OF CIVIL PROCEDURE AND TO UPDATE STATUTORY LANGUAGE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

H.B. 214, AN ACT TO MAKE TECHNICAL CHANGES TO THE LAND RECORDS STATUTES.

H.B. 236, AN ACT TO AMEND THE LAW REGARDING THE BAITING OF ANIMALS AND TO MAKE CORRECTIONS IN THE LAW REGARDING THE MANDATORY SUSPENSION OF HUNTING LICENSES AND PERMITS.

H.B. 316, AN ACT TO ENCOURAGE PRESCRIBED BURNING FOR FORESTRY AND WILDLIFE PURPOSES UNDER CERTAIN CONDITIONS.

H.B. 778, AN ACT TO ADD SIX MEMBERS TO THE STUDY COMMISSION ON THE FUTURE OF ELECTRIC SERVICE IN NORTH CAROLINA.

H.B. 1076, AN ACT TO REQUIRE THAT FIRE SERVICE MAINS COMPLY WITH THE NORTH CAROLINA STATE BUILDING CODE.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 702, AN ACT TO ALLOW RESTORATION OF ZONING AUTHORITY OF THE TOWN OF MATTHEWS AS TO CERTAIN PROPERTY IF MECKLENBURG COUNTY DISPOSES OF IT.

S.B. 719, AN ACT ALLOWING THE CITY OF DURHAM AND THE COUNTY OF DURHAM TO CONSIDER LIMITATIONS ON USES AS REQUESTED IN THE DEVELOPMENT PLANS SUBMITTED FOR REZONINGS AND TO MAKE OTHER CHANGES REGARDING THE CONSIDERATION OF DEVELOPMENT PLANS.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 1088, AN ACT TO IMPROVE AND MODERNIZE THE TORRENS LAND TITLE REGISTRATION PROCEDURES OF THE STATE. (S.L. 1999-59)

S.B. 1039, AN ACT TO ESTABLISH A NEW MULTICAMPUS COMMUNITY COLLEGE TO SERVE ANSON AND UNION COUNTIES. (S.L. 1999-60)

H.B. 244, AN ACT TO ADD A STUDENT MEMBER TO THE STATE BOARD OF COMMUNITY COLLEGES. (S.L. 1999-61)

S.B. 181, AN ACT AUTHORIZING THE TOWN OF DALLAS, THE TOWN OF TABOR CITY, AND THE CITY OF WHITEVILLE TO ENACT A PROPERTY MAINTENANCE ORDINANCE AND TO ASSESS CERTAIN COSTS OF ENFORCEMENT AS A LIEN AGAINST THE PROPERTY. (S.L. 1999-62)

S.B. 296, AN ACT TO REPEAL THE PROVISIONS REGARDING SUPPLEMENTAL RETIREMENT FUNDS FOR FIREMEN IN THE CHARTER OF THE TOWN OF FOREST CITY. (S.L. 1999-63)

S.B. 652, AN ACT TO MAKE IT A CRIMINAL OFFENSE IN DURHAM COUNTY TO FRAUDULENTLY OBTAIN AMBULANCE SERVICES. (S.L. 1999-64)

S.B. 709, AN ACT TO ALLOW MECKLENBURG COUNTY TO ACQUIRE PROPERTY FOR USE BY ITS BOARDS OF EDUCATION. (S.L. 1999-65)

H.B. 221, AN ACT TO REVISE AND CONSOLIDATE THE CHARTERS OF THE TOWN OF YAUPON BEACH AND THE TOWN OF LONG BEACH AND ESTABLISH A CHARTER FOR THE CONSOLIDATED TOWN OF OAK ISLAND. (S.L. 1999-66)

H.B. 378, AN ACT TO AUTHORIZE THE ROANOKE RAPIDS HOUSING AUTHORITY AND THE ROANOKE RAPIDS REDEVELOPMENT COMMISSION TO CONVEY BY PRIVATE SALE REAL PROPERTY LOCATED WITHIN A REDEVELOPMENT PROJECT AREA. (S.L. 1999-67)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEE

The following reports from standing committees and permanent subcommittees are presented:

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

Committee Substitute for **S.B. 691,** A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF BERMUDA RUN AND TO SIMULTANEOUSLY DISSOLVE THE BERMUDA CENTER SANITARY DISTRICT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 24.

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 1060, A BILL TO BE ENTITLED AN ACT ESTABLISHING LONGEVITY PAYMENTS FOR MEMBERS OF THE GENERAL ASSEMBLY, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Cole and Crawford, Chairs, for the Permanent Subcommittee on Transportation:

H.B. 1029, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT A NEWLY INCORPORATED MUNICIPALITY MAY WAIVE ITS POWELL BILL FUNDS AND HAVE SECONDARY ROADS THAT WERE ON THE PAVEMENT PRIORITY LIST AND SCHEDULED TO BE PAVED PRIOR TO INCORPORATION PAVED BY THE DEPARTMENT OF TRANSPORTATION ACCORDING TO THE PRIORITY LIST, reported to the Standing Committee on Appropriations with an unfavorable recommendation.

By Representatives Mosley and Edwards, Chairs, for the Select on Health Care Delivery:

Committee Substitute for **H.B. 744**, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A PILOT PROJECT TO IMPROVE ACCESS TO HEALTH CARE COVERAGE IN NORTH CAROLINA, with a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Insurance.

On motion of Representative Cansler, Committee Amendment No. 1 is adopted by electronic vote (82-5).

The bill, as amended, is ordered engrossed and re-referred to the Committee on Insurance.

By Representative Michaux for the Committee on Pensions and Retirement:

H.B. 508, A BILL TO BE ENTITLED AN ACT TO INCLUDE PUBLIC DEFENDERS AND THE APPELLATE DEFENDER AS MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 816, A BILL TO BE ENTITLED AN ACT TO ALLOW LAW OFFICERS WHO ARE MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM OR THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM TO RETIRE WITH UNREDUCED BENEFITS AFTER COMPLETING TWENTY-FIVE YEARS OF SERVICE, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Warwick and Gibson, Chairs, for the Committee on Environment and Natural Resources:

Committee Substitute for **S.B. 872**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NATURAL AND SCENIC RIVERS ACT OF 1971 TO REMOVE THE LIMIT ON THE AMOUNT OF ACREAGE THE STATE MAY ACQUIRE FOR INCLUSION IN THE NEW RIVER SCENIC RIVER AREA OF THE NORTH CAROLINA NATURAL AND SCENIC RIVERS SYSTEM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Committee Substitute for **S.B. 1047**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE TAKING OF SHELLFISH WITHIN ONE HUNDRED FIFTY FEET OF A PUBLICLY OWNED PIER BENEATH WHICH THE DIVISION OF MARINE FISHERIES HAS DEPOSITED CULTCH MATERIAL, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Committee Substitute for **S.B. 1048**, A BILL TO BE ENTITLED AN ACT TO CREATE A GRANTS COMMITTEE TO SET PRIORITIES FOR, REVIEW APPLICATIONS TO, AND AWARD GRANTS UNDER THE FISHERY RESOURCE GRANT PROGRAM AND TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL CHANGES TO THE FISHERY RESOURCE GRANT PROGRAM STATUTE, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

SUBCOMMITTEE REFERRALS

Representatives Easterling, Hardaway, and Redwine, Chairs, for the Standing Committee on Appropriations, refer the following bills to the Permanent Subcommittee on Justice and Public Safety:

H.B. 823, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE WAKE COUNTY DISPUTE RESOLUTION CENTER;

H.B. 824, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE WAKE COUNTY TEEN COURT; and

H.B. 1042, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR INDIGENCY SCREENERS FOR THE WAKE COUNTY COURT SYSTEM.

SPECIAL MESSAGE FROM THE SENATE

1999 GENERAL ASSEMBLY

Senate Chamber

May 19, 1999

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute for **S.B. 128**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW CONCERNING INTEREST ON MONEY JUDGMENTS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, AND TO ALLOW INTEREST ON JUDGMENTS ON PENAL BONDS, and requests conferees. The President Pro Tempore appoints:

Senator Hartsell, Chair

Senator Clodfelter

Senator Wellons

on the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,

S/Janet B. Pruitt

Principal Clerk

The Speaker appoints Representatives Baddour, Culpepper, and Bowie as conferees on part of the House and the Senate is so notified by Special Message.

MESSAGE FROM THE SENATE

The following is received from the Senate:

S.B. 1082, A BILL TO BE ENTITLED AN ACT TO PROVIDE FUNDS FOR AGRICULTURAL RESEARCH BY INCREASING THE ASSESSMENT ON FERTILIZER, COMMERCIAL FEED, OR THEIR INGREDIENTS, is read the first time and referred to the Committee on Agriculture.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 105**, A BILL TO BE ENTITLED AN ACT TO CREATE THE BUTNER ADVISORY COUNCIL AND TO ENUMERATE ITS DUTIES.

Representative Crawford moves that the House concur in the Senate amendment.

Representative Michaux inquires of the Chair if the amendment is in the proper form.

On motion of the Chair, the bill is temporarily displaced.

Committee Substitute for **H.B. 665**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CURRITUCK COUNTY ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Carpenter, Church, Cole, Cox, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Earle, Easterling, Eddins, Ellis, Esposito, Fitch, Fox, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McAllister, McCombs, McCrary, McLawhorn, Melton, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Smith, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 96.

Voting in the negative: Representatives Capps, Sherrill, and Wood - 3.

Excused absences: Representatives Creech, Dockham, Gardner, Gray, Holmes, Horn, McComas, McMahan, Pope, Ramsey, Starnes, and Sutton - 12.

Committee Substitute for **S.B. 353**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF DAVIDSON TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET, passes its third reading by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Cole, Cox, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Earle, Easterling, Eddins, Ellis, Esposito, Fitch, Fox, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, McAllister, McCombs, McCrary, McLawhorn, Melton, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 99.

Voting in the negative: None.

Excused absences: Representatives Creech, Dockham, Gardner, Gray, Holmes, Horn, McComas, McMahan, Pope, Ramsey, Starnes, and Sutton - 12.

House Committee Substitute for **S.B. 712**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF CORNELIUS TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET, passes its third reading by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Cole, Cox, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Earle, Easterling, Eddins, Ellis, Esposito, Fitch, Fox, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McAllister, McCombs, McCrary, McLawhorn, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright,

Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 101.

Voting in the negative: None.

Excused absences: Representatives Creech, Dockham, Gardner, Gray, Holmes, Horn, McComas, McMahan, Pope, Ramsey, Starnes, and Sutton - 12.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 620, A BILL TO BE ENTITLED AN ACT TO ALLOW PROFESSIONAL CORPORATIONS TO BE FORMED BETWEEN ANY PHYSICIAN AND CERTAIN NURSING SPECIALISTS, SOCIAL WORKERS, AND COUNSELORS, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 1062, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONAL CERTIFICATION BOARD TO DEFINE THE TERM CLINICAL SUPERVISOR INTERN AND AMENDING CERTIFICATION REQUIREMENTS FOR SUBSTANCE ABUSE PROFESSIONALS, passes its second reading by electronic vote (103-0).

Representative Blue objects to the third reading. The bill remains on the Calendar.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 1060**, A BILL TO BE ENTITLED AN ACT TO PROVIDE TRUSTEES WITH ADDITIONAL AUTHORITY TO SEVER TRUSTS INTO SEPARATE TRUSTS CONSISTENT WITH THE BEST INTERESTS OF THE TRUST BENEFICIARIES, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

Representative Hackney offers Amendment No. 1 which is adopted by electronic vote (103-0).

The bill, as amended, passes its third reading, by electronic vote (100-0), and is ordered sent to the Senate for concurrence in House amendment.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 426, A BILL TO BE ENTITLED AN ACT TO LIMIT THE RIGHT OF SHAREHOLDERS OF SECURITIES DESIGNATED AS NATIONAL MARKET SYSTEM SECURITIES TO DISSENT FROM, OR OBTAIN PAYMENT AS A RESULT OF, CERTAIN CORPORATE ACTIONS AND TO MAKE OTHER CLARIFYING CHANGES TO THE LAW GOVERNING DISSENTERS' RIGHTS, passes its second reading, by electronic vote (99-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 774**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE APPOINTMENT OF MULTIPLE PROXIES OF MEMBERS OF NONPROFIT CORPORATIONS BY ELECTRONIC OR TELEPHONIC COMMUNICATION, passes its second reading, by electronic vote (99-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 775**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE EXPRESSLY THE APPOINTMENT OF MULTIPLE PROXIES BY ELECTRONIC OR TELEPHONIC COMMUNICATION, passes its second reading, by electronic vote (99-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 1021, A BILL TO BE ENTITLED AN ACT CONCERNING THE ADMISSIBILITY INTO EVIDENCE OF PUBLIC OR PRIVATE RECORDS MAINTAINED ON PERMANENT, NONERASABLE, MACHINE-READABLE MEDIA AND RELATING TO THE MAINTENANCE AND PRESERVATION OF PUBLIC RECORDS USING THOSE MEDIA, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Culpepper and without objection, House Committee Substitute for **S.B. 246**, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND REVISE THE PROCEDURES GOVERNING APPEALS OR TRANSFERS FROM CLERKS OF SUPERIOR COURT TO THE TRIAL COURTS AND TO MAKE CONFORMING AND CLARIFYING AMENDMENTS TO OTHER RELATED SECTIONS OF THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is withdrawn from the Calendar and placed on the Calendar of May 27.

CALENDAR (continued)

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 329**, A BILL TO BE ENTITLED AN ACT TO MAKE NORTH CAROLINA'S LAPSE STATUTE LESS RESTRICTIVE.

On motion of Representative Haire and without objection, the bill is postponed until May 25.

Committee Substitute for **H.B. 105**, A BILL TO BE ENTITLED AN ACT TO CREATE THE BUTNER ADVISORY COUNCIL AND TO ENUMERATE ITS DUTIES, which was temporarily displaced with concurrence in Senate Amendment No. 1 pending, is before the Body.

The House concurs in the Senate amendment, which changes the title, by electronic vote (101-0), and the bill is ordered enrolled and presented to the Governor.

RE-REFERRAL

On motion of Representative Easterling, pursuant to Rule 39.2 and without objection, **S.B. 583**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM, is withdrawn from the Committee on Appropriations and re-referred to the Committee on Pensions and Retirement.

On motion of Representative Culpepper, seconded by Representative Allred, the House adjourns at 2:01 p.m. to reconvene May 24 at 7:00 p.m.

SIXTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES

Monday, May 24, 1999

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"God of mercy, as the House gathers for another week of public service, I offer this prayer on their behalf. I pray not only for the work they will accomplish, but for them as individuals. Being a public servant is not easy. Though phones ring constantly and agendas are laden with social events, though days are filled with appointments and nights are occupied with further meetings, holding office can still be lonely. The public seeks strong individuals. Elections are based on strength of character, strong stands on issues, or powerful speech. When or where is the time or place to let down our guard and share our vulnerabilities. Behind calm exteriors, hurts are quietly held in, fears are suppressed, concerns are concealed and distress is disguised.

"O God, you have searched each one of us and You know us well. You know the needs of those who have assembled here this evening. Life can be hard and there are many who are hurting in some part of their lives. Beyond the veneer of public invincibility, their spirits are burdened. Surround them with the warm embrace of Your compassion. Healing Spirit, provide restoration for the broken hearted, strength to the burdened, courage to those facing uncertain futures, reconciliation for situations of alienation, and hope for all who despair. Grant healing and wholeness to Your children, O God. Amen."

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 20 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Adams, Braswell, Brubaker, Dockham, Easterling, Ellis, Hardaway, Morgan, Mosley, Ramsey, Redwine, Starnes, Warner, Wood, and Wright for today. Representatives Goodwin and Wainwright are excused for a portion of the session.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Yongue and Warner, Chairs, for the Committee on Education:

H.B. 1436, A BILL TO BE ENTITLED AN ACT TO EXPAND THE MEMBERSHIP OF THE NORTH CAROLINA TEXTBOOK COMMISSION AND TO APPROPRIATE FUNDS FOR THAT PURPOSE, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 95**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ELIGIBILITY REQUIREMENTS FOR MEMBERSHIP ON THE STATE BOARD OF COMMUNITY COLLEGES AND FOR MEMBERSHIP ON THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Michaux, Vice Chair, for the Committee on Judiciary II:

S.B. 773, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TIME FOR ACTION ON REMAND FOLLOWING COURT REVIEW OF ANNEXATIONS ORDINANCES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Sutton for the Committee on Judiciary III:

S.B. 1096, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY FOR A SCHOOL EMPLOYEE TO POSSESS A FIREARM ON EDUCATIONAL PROPERTY AND TO MAKE IT A FELONY FOR A STUDENT OR SCHOOL EMPLOYEE TO HAVE A FIREARM AT A CURRICULAR OR EXTRACURRICULAR ACTIVITY SPONSORED BY THE SCHOOL, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Hurley for the Committee on Insurance:

Committee Substitute for **S.B. 344**, A BILL TO BE ENTITLED AN ACT TO PROVIDE EXPANDED ACCESS TO SPECIALTY CARE IN MANAGED CARE PLANS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Committee Substitute for **S.B. 347**, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH BENEFIT PLANS TO COVER NONFORMULARY DRUGS AND DEVICES WHEN MEDICALLY NECESSARY, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 643**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING INSURANCE PREMIUM FINANCING, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 839**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COMMISSIONER OF INSURANCE TO REQUIRE INTERIM CLAIMS PAYMENTS TO PROVIDERS IN THE EVENT CLAIMS CANNOT BE TIMELY PROCESSED DUE TO YEAR

2000 COMPUTER PROBLEMS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 691**, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF BERMUDA RUN AND TO SIMULTANEOUSLY DISSOLVE THE BERMUDA CENTER SANITARY DISTRICT, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Allen, Allred, Arnold, Baddour, Baker, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Buchanan, Cansler, Capps, Carpenter, Church, Cole, Cox, Culp, Culpepper, Cunningham, Davis, Decker, Dedmon, Earle, Eddins, Edwards, Esposito, Fox, Gardner, Gibson, Gillespie, Grady, Gray, Gulley, Hackney, Haire, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morris, Nye, Oldham, Owens, Pope, Preston, Rayfield, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Sutton, Teague, Thomas, Thompson, Tolson, Tucker, Walend, Warren, Warwick, C. Wilson, G. Wilson, Womble, and Yongue - 94.

Voting in the negative: None.

Excused absences: Representatives Adams, Braswell, Brubaker, Dockham, Easterling, Ellis, Goodwin, Hardaway, Morgan, Mosley, Ramsey, Redwine, Starnes, Wainwright, Warner, Wood, and Wright - 17.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 468**, A BILL TO BE ENTITLED AN ACT CONCERNING CORNER LOT ASSESSMENT EXEMPTIONS BY THE CITY OF WINSTON-SALEM AND FORSYTH COUNTY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 675, A BILL TO BE ENTITLED AN ACT TO MAKE TECHNICAL AMENDMENTS TO AN ACT WHICH REVIVED THE CHARTER OF THE TOWN OF UNIONVILLE, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 350**, A BILL TO BE ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE WITH RESPECT TO EXECUTION OF DEEDS AND THE DISPOSITION OF REAL PROPERTY BY PRIVATE SALE OR SUBJECT TO RESTRICTIONS OR BOTH, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 543**, A BILL TO BE ENTITLED AN ACT RELATING TO ZONING BY FORSYTH COUNTY, THE TOWNS OF KERNERSVILLE AND LEWISVILLE, AND THE VILLAGE OF CLEMMONS, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 272**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITIES OF WILMINGTON, GREENVILLE, AND GREENSBORO, AND THE TOWNS OF HUNTERSVILLE, MATTHEWS, AND CORNELIUS TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, AND TO PREVENT INSURANCE POINTS FROM BEING ASSESSED.

A division having been called, the bill fails to pass its second reading by electronic vote (47-49).

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute No. 2 for **S.B. 249**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE MORATORIUM ON ISSUING SHELLFISH CULTIVATION LEASES IN CORE SOUND, TO REQUIRE THE DIVISION OF MARINE FISHERIES AND THE PRIMARY INVESTIGATOR TO REPORT THE RESULTS OF THE SHELLFISH MAPPING AND HUMAN USE MAPPING OF CORE SOUND TO THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE AND THE MARINE FISHERIES COMMISSION, TO AUTHORIZE RATHER THAN REQUIRE THE SECRETARY OF ENVIRONMENT AND NATURAL RESOURCES TO REQUIRE FISHERIES LICENSE AGENTS TO POST BONDS, TO ESTABLISH AN INTERIM CRAB LICENSE, AND TO CLARIFY THAT THE LAWFUL TAKING OF MARINE AND ESTUARINE RESOURCES UNDER THE JURISDICTION OF THE MARINE FISHERIES COMMISSION OR AS AUTHORIZED BY A FEDERAL LAW, REGULATION, OR FISHERY MANAGEMENT PLAN IS EXEMPT FROM THE CRUELTY TO ANIMALS STATUTE, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Allen, Allred, Arnold, Baddour, Baker, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Buchanan, Cansler, Capps, Carpenter, Church, Cole, Cox, Culp, Culpepper, Cunningham, Davis, Decker, Earle, Eddins, Edwards, Esposito, Fox, Gardner, Gibson, Gillespie, Grady, Gray, Gulley, Hackney, Haire, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morris, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Sutton, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warren, Warwick, C. Wilson, G. Wilson, Womble, and Yongue - 95.

Voting in the negative: None.

Excused absences: Representatives Adams, Braswell, Brubaker, Dockham, Easterling, Ellis, Goodwin, Hardaway, Morgan, Mosley, Ramsey, Redwine, Starnes, Warner, Wood, and Wright - 16.

S.B. 1062, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONAL CERTIFICATION BOARD TO DEFINE THE TERM CLINICAL

**SUPERVISOR INTERN AND AMENDING CERTIFICATION
REQUIREMENTS FOR SUBSTANCE ABUSE PROFESSIONALS.**

Representative Blue offers Amendment No. 1.

On motion of Representative Alexander, the bill with pending Amendment No. 1 is withdrawn from the Calendar and placed on the Calendar of May 25.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Culpepper, House Committee Substitute for **S.B. 178**, A BILL TO BE ENTITLED AN ACT TO BE KNOWN AS THE NORTH CAROLINA UNIFORM PRUDENT INVESTOR ACT, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, is withdrawn from the Calendar and placed on the Calendar of May 27.

INTRODUCTION OF PAGES

Pages for the week of May 24 are introduced to the membership. They are: Adam Allison of Anson; Casey Byrum of Harnett; Joshua Collins of Rowan; Ann Cunningham of Rowan; Mary Cunningham of Rowan; Spencer Davis of Harnett; Michael Davis of Lincoln; Michael DeLuca of McDowell; Nathaniel Faggart of Rowan; Rebecca Hamil of Buncombe; Kimberly Hubbard of McDowell; Norman Lewis of Harnett; Thompson Litchfield of Beaufort; Michael McLaughlin of McDowell; Kristen McReynolds of Onslow; Andralena Miller of Durham; Joseph Peele of Beaufort; Amelia Pence of Iredell; Ariel Rubin of Durham; Tovahn Scott of Cumberland; Brian Smith of Cumberland; Paul Shergill of Cleveland; Raymond Thomas of Beaufort; and Sarah Williams of Onslow.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 426, AN ACT TO LIMIT THE RIGHT OF SHAREHOLDERS OF SECURITIES DESIGNATED AS NATIONAL MARKET SYSTEM SECURITIES TO DISSENT FROM, OR OBTAIN PAYMENT AS A RESULT OF, CERTAIN CORPORATE ACTIONS AND TO MAKE OTHER CLARIFYING CHANGES TO THE LAW GOVERNING DISSENTERS' RIGHTS.

S.B. 525, AN ACT TO ALLOW NON-UNITED STATES CITIZENS TO SERVE AS PERSONAL REPRESENTATIVES IN THE ADMINISTRATION OF ESTATES.

S.B. 620, AN ACT TO ALLOW PROFESSIONAL CORPORATIONS TO BE FORMED BETWEEN ANY PHYSICIAN AND CERTAIN NURSING SPECIALISTS, SOCIAL WORKERS, AND COUNSELORS.

S.B. 774, AN ACT TO AUTHORIZE THE APPOINTMENT OF MULTIPLE PROXIES OF MEMBERS OF NONPROFIT CORPORATIONS BY ELECTRONIC OR TELEPHONIC COMMUNICATION.

S.B. 775, AN ACT TO AUTHORIZE EXPRESSLY THE APPOINTMENT OF MULTIPLE PROXIES BY ELECTRONIC OR TELEPHONIC COMMUNICATION.

S.B. 1021, AN ACT CONCERNING THE ADMISSIBILITY INTO EVIDENCE OF PUBLIC OR PRIVATE RECORDS MAINTAINED ON PERMANENT, NONERASABLE, MACHINE-READABLE MEDIA AND RELATING TO THE MAINTENANCE AND PRESERVATION OF PUBLIC RECORDS USING THOSE MEDIA.

H.B. 105, AN ACT TO CREATE THE BUTNER ADVISORY COUNCIL.

H.B. 226, AN ACT TO REQUIRE THAT A NOTICE OF FORECLOSURE HEARING INCLUDE ADDITIONAL INFORMATION, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

H.B. 296, AN ACT TO REPEAL OBSOLETE OR UNNECESSARY LAWS AND MAKE TECHNICAL AND CLARIFYING AMENDMENTS AND CORRECTIONS IN VARIOUS INSURANCE STATUTES.

H.B. 301, AN ACT TO AMEND THE EDUCATIONAL REQUIREMENTS FOR AUCTIONEERS, APPRENTICE AUCTIONEERS, AND PRINCIPALS IN AN AUCTION FIRM, TO ALLOW THE AUCTIONEERS COMMISSION TO ASSESS A CIVIL PENALTY IN CERTAIN CIRCUMSTANCES, TO INCREASE FEES, AND TO AUTHORIZE CRIMINAL HISTORY CHECKS FOR APPLICANTS FOR AN AUCTIONEER'S LICENSE.

H.B. 944, AN ACT TO EXTEND THE MORATORIUM ON APPROVAL OF ADDITIONAL ADULT CARE HOME BEDS TO SEPTEMBER 30, 2000.

H.B. 1119, AN ACT TO ENSURE THAT HEALTH BENEFIT PLANS IN NORTH CAROLINA PROVIDE COVERAGE FOR ANESTHESIA AND HOSPITAL CHARGES IN CERTAIN CASES

INVOLVING YOUNG CHILDREN, PERSONS WITH SERIOUS MENTAL OR PHYSICAL CONDITIONS, AND PERSONS WITH SIGNIFICANT BEHAVIORAL PROBLEMS, WHERE THE AGE OR CONDITION OR PROBLEM REQUIRES HOSPITALIZATION OR GENERAL ANESTHESIA IN ORDER TO SAFELY AND EFFECTIVELY PERFORM DENTAL PROCEDURES ON THE PATIENT INVOLVED.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 353, AN ACT TO AUTHORIZE THE TOWN OF DAVIDSON TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET.

H.B. 440, AN ACT TO EXTEND THE SUNSET ON THE LAW PROVIDING FOR THE HUNTING AND TRAPPING OF FOXES AND RACCOONS IN HYDE AND BEAUFORT COUNTIES AND ALLOWING THE USE OF SNARES WHEN TRAPPING FUR-BEARING ANIMALS IN THOSE COUNTIES.

H.B. 650, AN ACT TO ALLOW BRUNSWICK COUNTY TO REGULATE THE OPERATION OF PERSONAL WATERCRAFT.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 477, AN ACT TO AUTHORIZE THE ESTABLISHMENT OF CAMPUS LAW ENFORCEMENT AGENCIES AT COMMUNITY COLLEGES. (S.L. 1999-68)

S.B. 702, AN ACT TO ALLOW RESTORATION OF ZONING AUTHORITY OF THE TOWN OF MATTHEWS AS TO CERTAIN PROPERTY IF MECKLENBURG COUNTY DISPOSES OF IT. (S.L. 1999-69)

S.B. 719, A BILL TO BE ENTITLED AN ACT ALLOWING THE CITY OF DURHAM AND THE COUNTY OF DURHAM TO CONSIDER LIMITATIONS ON USES AS REQUESTED IN THE DEVELOPMENT PLANS SUBMITTED FOR REZONINGS AND TO MAKE OTHER CHANGES REGARDING THE CONSIDERATION OF DEVELOPMENT PLANS. (S.L. 1999-70)

H.B. 722, AN ACT TO ALLOW MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM TO PURCHASE CERTAIN PART-TIME SERVICE RENDERED WHILE FULL-TIME STUDENTS. (S.L. 1999-71)

S.B. 939, AN ACT TO REVISE THE REQUIREMENTS OF BANK DIRECTORS, TO CONFORM CERTAIN NORTH CAROLINA BANKING LAWS TO FEDERAL BANKING REGULATIONS, AND TO REMOVE THE SUNSET PROVISION WITH REGARD TO DE NOVO INTERSTATE BRANCH BANKING. (S.L. 1999-72)

S.B. 245, AN ACT TO ENACT REVISED ARTICLE 5 OF THE UNIFORM COMMERCIAL CODE AND CONFORMING AND MISCELLANEOUS AMENDMENTS TO THE UNIFORM COMMERCIAL CODE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (S.L. 1999-73)

S.B. 417, AN ACT TO AUTHORIZE THE USE OF LETTERS OF CREDIT FROM A FEDERAL HOME LOAN BANK AS COLLATERAL FOR DEPOSITS OF LOCAL GOVERNMENTS AND PUBLIC AUTHORITIES. (S.L. 1999-74)

S.B. 790, AN ACT TO CLARIFY WHICH LENDERS MAY CHARGE CERTAIN FEES UNDER THE GENERAL CONTRACT LOAN PROVISION OF CHAPTER 24 OF THE GENERAL STATUTES. (S.L. 1999-75)

S.B. 40, AN ACT TO INCREASE THE NUMBER OF PERSONS AUTHORIZED TO BE APPOINTED TO SUBCOMMITTEES OF THE NORTH CAROLINA STUDY COMMISSION ON AGING. (S.L. 1999-76)

Representative Culpepper moves, seconded by Representative Boyd-McIntyre, that the House adjourn, subject to the receipt of Committee Reports, to reconvene May 25 at 3:00 p.m.

The motion carries.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committee are presented:

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.B. 687, A BILL TO BE ENTITLED AN ACT RELATING TO GUILFORD COUNTY AND TO THE INCORPORATED MUNICIPALITIES LOCATED IN THAT COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 688, A BILL TO BE ENTITLED AN ACT RELATING TO GUILFORD COUNTY AND TO THE INCORPORATED MUNICIPALITIES LOCATED IN THAT COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 689, A BILL TO BE ENTITLED AN ACT RELATING TO GUILFORD COUNTY AND TO THE INCORPORATED MUNICIPALITIES LOCATED IN THAT COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 691, A BILL TO BE ENTITLED AN ACT RELATING TO THE MUNICIPALITIES LOCATED WITHIN CARTERET COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 692, A BILL TO BE ENTITLED AN ACT RELATING TO CARTERET COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 693, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CARTERET COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 699, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF ROWAN COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 700, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES LOCATED WITHIN ROWAN COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 701, A BILL TO BE ENTITLED AN ACT RELATING TO MUNICIPALITIES LOCATED WITHIN ROWAN COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 702, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF LEXINGTON, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 703, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF DAVIDSON COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 704, A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF THOMASVILLE, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 705, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CUMBERLAND COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 706, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF CUMBERLAND COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 709, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF ANGIER, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 716, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF MECKLENBURG COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 718, A BILL TO BE ENTITLED AN ACT RELATING TO PENDER COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 719, A BILL TO BE ENTITLED AN ACT RELATING TO PENDER COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 720, A BILL TO BE ENTITLED AN ACT RELATING TO SAMPSON COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 721, A BILL TO BE ENTITLED AN ACT RELATING TO SAMPSON COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 725, A BILL TO BE ENTITLED AN ACT RELATING TO THE 94TH HOUSE DISTRICT, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 726, A BILL TO BE ENTITLED AN ACT RELATING TO THE 94TH HOUSE DISTRICT, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 727, A BILL TO BE ENTITLED AN ACT RELATING TO THE 94TH HOUSE DISTRICT, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 730, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF WILSON, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 737, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF PLYMOUTH, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 745, A BILL TO BE ENTITLED AN ACT RELATING TO DARE COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 757, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF WAKE COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 758, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF WAKE COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 759, A BILL TO BE ENTITLED AN ACT RELATING TO THE GOVERNANCE OF WAKE COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

H.B. 766, A BILL TO BE ENTITLED AN ACT RELATING TO ALEXANDER COUNTY, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

The House stands adjourned at 7:47 p.m.

SIXTY-NINTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, May 25, 1999

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"Loving Creator, You continue to surprise us and catch us off guard. Just when we think we have figured out who You are and what You want, You come to us in surprising ways, revealing insights that previously have been hidden. There are times we may even miss an encounter with You because we are not open to the possibility of Your refreshing presence in our midst.

"Revealing God, grant us an openness to Your presence around us. Though we consider our positions and votes wisely, help us to be open to the possibility that a friend or a colleague may have new light to shed on an issue. Let us listen attentively, lest we miss Your voice in the voice of a fellow representative, a staff person, or a concerned citizen. Abraham and Sarah, in welcoming a so-journeying stranger, welcomed You. Grant that we may welcome each person we meet with the same consideration and kindness, lest we turn You away in the diverse ways You reveal Yourself to us.

"Open our eyes, Lord, that our vision of the future might be expanded. Open our minds, that we might know Your will. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 24 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Adams, Braswell, Edwards, Gray, Ramsey, and C. Wilson for today.

ENROLLED BILL

The following bill is duly ratified and presented to the Governor:

H.B. 287, AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES REGARDING CHILD CARE, TO REPEAL SECTION 4(B) OF S.L. 1997-506, AND TO MAKE CHANGES REGARDING THE TRAINING MATERIALS THAT MAY BE USED BY CHILD CARE FACILITIES.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 350, AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE WITH RESPECT TO EXECUTION OF DEEDS AND THE DISPOSITION OF REAL PROPERTY BY PRIVATE SALE OR SUBJECT TO RESTRICTIONS OR BOTH.

S.B. 468, AN ACT CONCERNING CORNER LOT ASSESSMENT EXEMPTIONS BY THE CITY OF WINSTON-SALEM AND FORSYTH COUNTY.

S.B. 675, AN ACT TO MAKE TECHNICAL AMENDMENTS TO AN ACT WHICH REVIVED THE CHARTER OF THE TOWN OF UNIONVILLE.

H.B. 648, AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF BENSON.

H.B. 649, AN ACT TO ESTABLISH A NO-WAKE SPEED ZONE IN HOLDEN BEACH.

H.B. 880, AN ACT TO SIMPLIFY THE COMPETITIVE BID PROCESS IN SEVERAL COUNTIES FOR CITY, COUNTY, AND PUBLIC SCHOOL PROJECTS OF FIVE HUNDRED THOUSAND DOLLARS OR LESS.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 1127, AN ACT TO DIRECT THE DIVISION OF ENVIRONMENTAL HEALTH OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO CONDUCT A STUDY INVOLVING INTERESTED PARTIES TO REVIEW AND REVISE THE CURRENT PROCEDURES CONCERNING COFFEE POTS AND ICE BUCKETS PROVIDED BY LODGING ESTABLISHMENTS IN GUEST ROOMS AND TO SUSPEND CURRENT APPLICABLE RULES UNTIL REVISED RULES HAVE BEEN ADOPTED AS TEMPORARY RULES. (S.L. 1999-77)

H.B. 674, AN ACT TO ALLOW A FEDERALLY RECOGNIZED INDIAN TRIBE TO PERFORM BUILDING INSPECTIONS AND TO ALLOW CERTIFICATION AND LICENSE REGULATION OF BUILDING INSPECTORS ON TRIBAL LANDS OF FEDERALLY RECOGNIZED INDIAN TRIBES. (S.L. 1999-78)

H.B. 818, AN ACT AMENDING THE EVIDENCE CODE, CHAPTER 8C OF THE GENERAL STATUTES, TO MAKE ADMISSIBLE FOR THE PURPOSES OF IMPEACHMENT EVIDENCE OF A WITNESS' CONVICTION OF A FELONY OR CLASS A1, CLASS 1, OR CLASS 2 MISDEMEANOR. (S.L. 1999-79)

H.B. 870, AN ACT TO ALLOW MAGISTRATES TO ACCEPT WAIVERS AND ENTER JUDGMENT IN CERTAIN CASES INVOLVING REGULATION OF THE USE OF MOTOR VEHICLES ON BEACHES. (S.L. 1999-80)

H.B. 906, AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF PHARMACY TO ENTER INTO AGREEMENTS WITH PHARMACIST PEER REVIEW ORGANIZATIONS FOR IMPAIRED PHARMACISTS. (S.L. 1999-81)

H.B. 1008, AN ACT TO PROVIDE FOR THE REGULATION OF CERTAIN EXCAVATION AND GRADING ACTIVITIES UNDER THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973 INSTEAD OF THE MINING ACT OF 1971. (S.L. 1999-82)

H.B. 1125, AN ACT TO CONFORM THE DEFINITION OF AN INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE UNDER THE INACTIVE HAZARDOUS SITES RESPONSE ACT OF 1987 TO FEDERAL LAW. (S.L. 1999-83)

H.B. 260, AN ACT TO UPDATE AND MAKE TECHNICAL CHANGES TO THE COMMUNITY COLLEGE LAWS. (S.L. 1999-84)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees and permanent subcommittee are presented:

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 764, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF MOORESVILLE TO LEVY AN ADDITIONAL ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 1090, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE AN INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS SPECIAL REGISTRATION PLATE, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

S.B. 645, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF PARMELE, AND TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF FAIR BLUFF, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 26.

By Representative Dedmon for the Committee on Local Government I:

Committee Substitute for **S.B. 395**, A BILL TO BE ENTITLED AN ACT RELATING TO THE CABARRUS COUNTY TOURISM AUTHORITY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 26.

S.B. 573, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF CHARLOTTE TO ENGAGE IN PUBLIC-PRIVATE PROJECTS OUTSIDE THE DOWNTOWN AREA, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 26.

Committee Substitute for **S.B. 653**, A BILL TO BE ENTITLED AN ACT RELATING TO INVESTMENT OF HEALTH TRUST FUND MONIES BY THE COUNTY OF DURHAM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 26.

Committee Substitute for **S.B. 705**, A BILL TO BE ENTITLED AN ACT TO ASSIST THE JOHNSTON COUNTY BOARD OF EDUCATION WITH THE EXPEDITING OF PUBLIC SCHOOL FACILITIES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 26.

By Representative Hackney for the Committee on Judiciary I:

Committee Substitute for **S.B. 1113**, A BILL TO BE ENTITLED AN ACT RELATING TO EMPLOYER CONTACT WITH MEDICAL CARE PROVIDERS FOR CLAIMS UNDER THE WORKERS' COMPENSATION ACT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Yongue and Warner, Chairs, for the Committee on Education:

Committee Substitute for **S.B. 1093**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW TO ENSURE THAT ALL TEACHERS RECEIVE A DUTY FREE PERIOD EACH DAY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Sutton for the Committee on Judiciary III:

Committee Substitute for **S.B. 920**, A BILL TO BE ENTITLED AN ACT TO UPDATE THE NORTH CAROLINA CONTROLLED

SUBSTANCES ACT TO ACCURATELY REFLECT THE CURRENT SCHEDULING OF CONTROLLED SUBSTANCES, AS SCHEDULED BY THE DRUG ENFORCEMENT ADMINISTRATION AND TO PROHIBIT TRAFFICKING IN METHYLENEDIOXYAMPHETAMINE (MDA) OR METHYLENEDIOXYMETHAMPHETAMINE (MDMA), with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Fox and Owens, Chairs, for the Permanent Subcommittee on Natural and Economic Resources of the Standing Committee on Appropriations, with approval of standing committee Chairs for report to be made directly to the floor of the House:

H.B. 330, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA COMMISSION ON WORKFORCE DEVELOPMENT; TO CONFORM THE GENERAL STATUTES TO THE FEDERAL WORKFORCE INVESTMENT ACT; AND TO MAKE OTHER STATUTORY CHANGES TO ENHANCE WORKFORCE TRAINING AND DEVELOPMENT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Michaux for the Committee on Pensions and Retirement:

H.B. 569, A BILL TO BE ENTITLED AN ACT TO ALLOW ADDITIONAL RETROACTIVE MEMBERSHIP IN THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1016, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING RETIRING TEACHERS' COMPENSATION FOR ACCUMULATED ANNUAL LEAVE, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

H.B. 1035, A BILL TO BE ENTITLED AN ACT TO REVISE THE CALCULATION OF THE EARLY RETIREMENT ALLOWANCE FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, reported without prejudice and with recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1146, A BILL TO BE ENTITLED AN ACT TO INCLUDE ADMINISTRATIVE LAW JUDGES AS MEMBERS OF THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

S.B. 214, A BILL TO BE ENTITLED AN ACT TO PROVIDE A MEANS OF MEASURING AVERAGE FINAL COMPENSATION FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL RETIREMENT SYSTEM WHO PURCHASE CREDITABLE SERVICE FOR LEAVES OF ABSENCE INCURRED WHILE RECEIVING WORKERS' COMPENSATION PAYMENTS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 583, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 26.

Committee Substitute for **S.B. 638**, A BILL TO BE ENTITLED AN ACT TO REDEFINE "EMPLOYEE" AND "EMPLOYER" IN THE LOCAL GOVERNMENT EMPLOYEES' RETIREMENT SYSTEM, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

House Committee Substitute for **S.B. 687**, A BILL TO BE ENTITLED AN ACT TO AMEND THE SUPPLEMENTAL RETIREMENT FUND FOR FULL-TIME PAID FIREFIGHTERS IN THE CITY OF HICKORY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar of May 26.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 306**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COMMISSIONER OF INSURANCE TO CONDUCT HEARINGS AND ADOPT CERTAIN RULES RELATED TO THE BEACH AND FAIR PLANS, TO AUTHORIZE THE DEPARTMENT

OF HEALTH AND HUMAN SERVICES TO APPROVE ADDITIONAL BEDS FOR CONTINUING CARE RETIREMENT FACILITIES UNDER CERTAIN CIRCUMSTANCES, TO REVISE THE LAW PROHIBITING DISCRIMINATION IN THE TREATMENT OF HANDICAPPED AND DISABLED PERSONS, TO GOVERN MANAGED CARE WITH REGARD TO WORKERS' COMPENSATION, TO EXEMPT COMMERCIAL AIRCRAFT INSURANCE FROM STATE REGULATION, TO REQUIRE ADDITIONAL INFORMATION FROM SURPLUS LINES LICENSEES, TO CLARIFY WHICH SECTIONS OF THE GENERAL STATUTES APPLY TO SURPLUS LINES INSURANCE, TO AUTHORIZE THE SECRETARY OF REVENUE TO PROVIDE THE NORTH CAROLINA SELF-INSURANCE GUARANTY ASSOCIATION WITH INFORMATION ON SELF-INSURERS' PREMIUMS, TO REPEAL THE REQUIREMENT FOR A BIENNIAL REPORT FROM THE DEPARTMENT OF INSURANCE, TO REPEAL THE AGENCY BUSINESS CESSATION LAW, TO AUTHORIZE THE COMMISSIONER TO ADOPT RULES RECOGNIZING NEW ANNUITY MORTALITY TABLES, AND TO CLARIFY THAT MECHANICAL BREAKDOWN AND RELATED INSURANCE ARE NOT UNDER THE JURISDICTION OF THE RATE BUREAU, is returned for concurrence in Senate committee substitute bill and referred to the Committee on Insurance.

Upon concurrence, the Senate committee substitute bill changes the title.

H.B. 951, A BILL TO BE ENTITLED AN ACT REQUIRING THAT AT LEAST ONE PERSON WHO IS DIRECTLY ASSISTED BY A PUBLIC HOUSING AUTHORITY BE APPOINTED TO EACH HOUSING AUTHORITY COMMISSION AND REGIONAL HOUSING AUTHORITY COMMISSION IN THE STATE, is returned for concurrence in Senate amendment and placed on the Calendar of May 26.

Upon concurrence, the Senate amendment changes the title.

Senate Committee Substitute for **H.B. 1267**, A BILL TO BE ENTITLED AN ACT PROTECTING PUBLIC SCHOOL EMPLOYEES WHO FILE WRITTEN COMPLAINTS ALLEGING SEXUAL HARASSMENT, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of May 26.

Committee Substitute for **S.B. 328**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE TRANSMISSION AND FILING OF RIGHT-OF-WAY PLANS BY THE DEPARTMENT OF TRANSPORTATION, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 817**, A BILL TO BE ENTITLED AN ACT TO PROVIDE AN EXCEPTION TO THE LATE LISTING PENALTY FOR CERTAIN REAL PROPERTY IN COUNTIES THAT HAVE NOT ADOPTED PERMANENT LISTING AND TO PHASE IN PERMANENT LISTING IN ALL COUNTIES, is read the first time and referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

Committee Substitute for **S.B. 691**, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF BERMUDA RUN AND TO SIMULTANEOUSLY DISSOLVE THE BERMUDA CENTER SANITARY DISTRICT, passes its third reading by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Eddins, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, G. Wilson, Womble, Wood, Wright, and Yongue - 110.

Voting in the negative: None.

Excused absences: Representatives Adams, Braswell, Edwards, Gray, Ramsey, and C. Wilson - 6.

VOTE RECONSIDERED

Having voted with the prevailing side, Representative Hensley moves that the vote by which House Committee Substitute for **S.B. 272**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITIES OF WILMINGTON, GREENVILLE, AND GREENSBORO, AND THE TOWNS OF HUNTERSVILLE, MATTHEWS, AND CORNELIUS TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC

VIOLATION, AND TO PREVENT INSURANCE POINTS FROM BEING ASSESSED, failed to pass its second reading be reconsidered.

The motion carries by electronic vote (82-31).

Representative Arnold offers Amendment No. 1 which is adopted by electronic vote (96-13). This amendment changes the title.

Representative Hensley offers Amendment No. 2.

Representative Redwine inquires of the Chair if the amendment is in the proper form.

On motion of the Chair, the bill with pending Amendment No. 2 is temporarily displaced.

CALENDAR (continued)

House Committee Substitute No. 2 for **S.B. 249**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE MORATORIUM ON ISSUING SHELLFISH CULTIVATION LEASES IN CORE SOUND, TO REQUIRE THE DIVISION OF MARINE FISHERIES AND THE PRIMARY INVESTIGATOR TO REPORT THE RESULTS OF THE SHELLFISH MAPPING AND HUMAN USE MAPPING OF CORE SOUND TO THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE AND THE MARINE FISHERIES COMMISSION, TO AUTHORIZE RATHER THAN REQUIRE THE SECRETARY OF ENVIRONMENT AND NATURAL RESOURCES TO REQUIRE FISHERIES LICENSE AGENTS TO POST BONDS, TO ESTABLISH AN INTERIM CRAB LICENSE, AND TO CLARIFY THAT THE LAWFUL TAKING OF MARINE AND ESTUARINE RESOURCES UNDER THE JURISDICTION OF THE MARINE FISHERIES COMMISSION OR AS AUTHORIZED BY A FEDERAL LAW, REGULATION, OR FISHERY MANAGEMENT PLAN IS EXEMPT FROM THE CRUELTY TO ANIMALS STATUTE, passes its third reading by the following vote, and is ordered sent to the Senate for concurrence in House Committee Substitute No. 2.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hill, Holmes, Horn, Howard, Hunter, Insko, Jarrell, Jeffus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan,

Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, G. Wilson, Womble, Wood, Wright, and Yongue - 107.

Voting in the negative: Representatives Ellis and Justus - 2.

Excused absences: Representatives Adams, Braswell, Edwards, Gray, Ramsey, and C. Wilson - 6.

Representative Ellis requests and is granted permission to change his vote from "no" to "aye". The adjusted vote total is (108-1).

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 436, A BILL TO BE ENTITLED AN ACT TO RATIFY, APPROVE, CONFIRM, AND VALIDATE CERTAIN BOND REFERENDA OF UNITS OF LOCAL GOVERNMENT HELD IN CONNECTION WITH THE AUTHORIZATION OF BONDS OF THOSE UNITS, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Brubaker, Buchanan, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hill, Holmes, Horn, Howard, Hunter, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, G. Wilson, Womble, Wood, Wright, and Yongue - 110.

Voting in the negative: None.

Excused absences: Representatives Adams, Braswell, Edwards, Gray, Ramsey, and C. Wilson - 6.

S.B. 1062, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONAL CERTIFICATION BOARD TO DEFINE THE TERM CLINICAL SUPERVISOR INTERN AND AMENDING CERTIFICATION

REQUIREMENTS FOR SUBSTANCE ABUSE PROFESSIONALS, is before the Body with Amendment No. 1 pending.

Amendment No. 1 is adopted by electronic vote (107-0).

Representatives Nye and McComas request and are granted permission to be recorded as voting "aye". The adjusted vote total is (109-0).

The bill, as amended, passes its third reading, by electronic vote (111-0), and is ordered sent to the Senate for concurrence in House amendment.

Committee Substitute for **S.B. 329**, A BILL TO BE ENTITLED AN ACT TO MAKE NORTH CAROLINA'S LAPSE STATUTE LESS RESTRICTIVE, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

Representative Redwine requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (112-0).

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 871**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING THE OBLIGATION OF DECEDENTS' ESTATES FOR FUNERAL EXPENSES AND RELATED EXPENSES, passes its second reading, by electronic vote (109-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Culpepper and without objection. **S.B. 483**, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GOVERNING THE LIMITATIONS OF SUCCESSORS AND ASSIGNEES OF FOREIGN CORPORATIONS AND FOREIGN NONPROFIT CORPORATIONS TO FILE CAUSES OF ACTION OR PROCEEDINGS, is withdrawn from the Calendar and placed on the Calendar of May 26.

CALENDAR (continued)

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 65**, A BILL TO BE ENTITLED AN ACT TO ENHANCE MOTOR VEHICLE OCCUPANT RESTRAINT SAFETY.

On motion of Representative Blue and without objection, the bill is temporarily displaced.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 872**, A BILL TO BE ENTITLED AN ACT TO AMEND THE NATURAL AND SCENIC RIVERS ACT OF 1971 TO REMOVE THE LIMIT ON THE AMOUNT OF ACREAGE THE STATE MAY ACQUIRE FOR INCLUSION IN THE NEW RIVER SCENIC RIVER AREA OF THE NORTH CAROLINA NATURAL AND SCENIC RIVERS SYSTEM, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 1047**, A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE TAKING OF SHELLFISH WITHIN ONE HUNDRED FIFTY FEET OF A PUBLICLY OWNED PIER BENEATH WHICH THE DIVISION OF MARINE FISHERIES HAS DEPOSITED CULTCH MATERIAL, passes its second reading, by electronic vote (108-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 1048**, A BILL TO BE ENTITLED AN ACT TO CREATE A GRANTS COMMITTEE TO SET PRIORITIES FOR, REVIEW APPLICATIONS TO, AND AWARD GRANTS UNDER THE FISHERY RESOURCE GRANT PROGRAM AND TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL CHANGES TO THE FISHERY RESOURCE GRANT PROGRAM STATUTE, passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

House Committee Substitute for **S.B. 272**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITIES OF WILMINGTON, GREENVILLE, AND GREENSBORO, AND THE TOWNS OF HUNTERSVILLE, MATTHEWS, AND CORNELIUS TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION, AND TO PREVENT INSURANCE POINTS FROM BEING ASSESSED, which was temporarily displaced with Amendment No. 2 pending, is before the Body.

Representative Hensley offers perfecting Amendment No. 3 which fails of adoption by electronic vote (37-74).

Representative Baddour inquires of the Chair if Amendment No. 2 is in order since perfecting Amendment No. 3 failed of adoption. The Speaker rules that Amendment No. 2 is not in order.

Representative Grady offers Amendment No. 4.

Representative Grady calls the previous question in Amendment No. 4 and the call is sustained by electronic vote (71-39).

Representative Blue requests and is granted permission to change his vote from "aye" to "no". The adjusted vote total is (70-40).

Amendment No. 4 is adopted by electronic vote (57-53).

On motion of Representative McMahan, the bill, as amended, is withdrawn from the Calendar, by electronic vote (64-47), and ordered engrossed and re-referred to the Committee on Finance.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Alexander and without objection, **S.B. 65**, A BILL TO BE ENTITLED AN ACT TO ENHANCE MOTOR VEHICLE OCCUPANT RESTRAINT SAFETY, which was temporarily displaced, is withdrawn from the Calendar and placed on the Calendar of May 26.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Wright for the Committee on Health:

S.B. 194, A BILL TO BE ENTITLED AN ACT TO CREATE THE NURSE LICENSURE COMPACT, with a favorable report and recommendation that the bill be re-referred to the Committee on Judiciary II.

The bill is re-referred to the Committee on Judiciary II.

S.B. 432, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FACILITIES THAT ARE INCLUDED IN THE HEALTH CARE PERSONNEL REGISTRY; AND TO REQUIRE THAT EMPLOYERS AT HEALTH CARE FACILITIES ACCESS THE HEALTH CARE PERSONNEL REGISTRY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Michaux for the Committee on Pensions and Retirement:

H.B. 1034, A BILL TO BE ENTITLED AN ACT TO DEFINE A PROFESSIONAL FIREFIGHTERS' BENEFIT ACCRUAL RATE FOR MEMBERS AND BENEFICIARIES OF THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 1134, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE HORACE WILLIAMS CAMPUS TRUST FUND, TO AUTHORIZE THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO ISSUE REVENUE BONDS FOR THE DEVELOPMENT OF THE HORACE WILLIAMS CAMPUS, TO EXEMPT THE HORACE WILLIAMS CAMPUS FROM THE UMSTEAD ACT, AND TO MAKE VARIOUS CONFORMING CHANGES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

RE-REFERRAL

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **S.B. 1143**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE CONTINUITY OF CONTRACTS UNDER THE MONETARY UNION IN MEMBER STATES OF THE EUROPEAN UNION, is withdrawn from the Committee on Ways and Means and re-referred to the Committee on Financial Institutions.

On motion of Representative Culpepper, seconded by Representative Easterling, the House adjourns at 4:44 p.m. to reconvene May 26 at 3:00 p.m.

SEVENTIETH DAY**HOUSE OF REPRESENTATIVES**

Wednesday, May 26, 1999

The House meets at 3:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"Eternal God, like a loving teacher You care about our growth, not only in the knowledge of the world, but in the wisdom of Your ways. Your Spirit never ceases to speak to us. Your presence consistently coaxes us forward in our understandings. Yet, we confess that we do not always heed Your words or follow Your direction. Forgive us when we refuse to hear Your call because we are afraid of the change it would require, or we reject Your truth because it is more convenient to live in a lie. Liberate us from a closed mind, fearful resistance to new ideas, or stubbornness to accept something beyond ourselves. Continue Your speaking until we hear and accept Your call. Continue Your teaching until we learn Your will. Do not leave us in darkness, but show us the light of Your truth. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 25 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Ramsey, Wainwright, and Warwick for today. Representative Setzer is excused for a portion of the session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 329, AN ACT TO MAKE NORTH CAROLINA'S LAPSE STATUTE LESS RESTRICTIVE.

S.B. 872, AN ACT TO AMEND THE NATURAL AND SCENIC RIVERS ACT OF 1971 TO REMOVE THE LIMIT ON THE AMOUNT OF ACREAGE THE STATE MAY ACQUIRE FOR INCLUSION IN THE NEW RIVER SCENIC RIVER AREA OF THE NORTH CAROLINA NATURAL AND SCENIC RIVERS SYSTEM.

S.B. 1047, AN ACT TO PROHIBIT THE TAKING OF SHELLFISH WITHIN ONE HUNDRED FIFTY FEET OF A PUBLICLY OWNED PIER BENEATH WHICH THE DIVISION OF MARINE FISHERIES HAS DEPOSITED CULTCH MATERIAL.

S.B. 1060, AN ACT TO PROVIDE TRUSTEES WITH ADDITIONAL AUTHORITY TO SEVER TRUSTS INTO SEPARATE TRUSTS CONSISTENT WITH THE BEST INTERESTS OF THE TRUST BENEFICIARIES.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 691, AN ACT TO INCORPORATE THE TOWN OF BERMUDA RUN AND TO SIMULTANEOUSLY DISSOLVE THE BERMUDA CENTER SANITARY DISTRICT.

H.B. 772, AN ACT TO ESTABLISH A NO-WAKE ZONE IN THE WATERS OF LEE'S CUT.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 353, AN ACT TO AUTHORIZE THE TOWN OF DAVIDSON TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET. (S.L. 1999-85)

H.B. 440, AN ACT TO EXTEND THE SUNSET ON THE LAW PROVIDING FOR THE HUNTING AND TRAPPING OF FOXES AND RACCOONS IN HYDE AND BEAUFORT COUNTIES AND ALLOWING THE USE OF SNARES WHEN TRAPPING FUR-BEARING ANIMALS IN THOSE COUNTIES. (S.L. 1999-86)

H.B. 650, AN ACT TO ALLOW BRUNSWICK COUNTY TO REGULATE THE OPERATION OF PERSONAL WATERCRAFT. (S.L. 1999-87)

S.B. 350, AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE WITH RESPECT TO EXECUTION OF DEEDS AND THE DISPOSITION OF REAL PROPERTY BY PRIVATE SALE OR SUBJECT TO RESTRICTIONS OR BOTH. (S.L. 1999-88)

S.B. 468, AN ACT CONCERNING CORNER LOT ASSESSMENT EXEMPTIONS BY THE CITY OF WINSTON-SALEM AND FORSYTH COUNTY. (S.L. 1999-89)

S.B. 675, AN ACT TO MAKE TECHNICAL AMENDMENTS TO AN ACT WHICH REVIVED THE CHARTER OF THE TOWN OF UNIONVILLE. (S.L. 1999-90)

H.B. 648, AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF BENSON. (S.L. 1999-91)

H.B. 649, AN ACT TO ESTABLISH A NO-WAKE SPEED ZONE IN HOLDEN BEACH. (S.L. 1999-92)

H.B. 880, AN ACT TO SIMPLIFY THE COMPETITIVE BID PROCESS IN SEVERAL COUNTIES FOR CITY, COUNTY, AND PUBLIC SCHOOL PROJECTS OF FIVE HUNDRED THOUSAND DOLLARS OR LESS. (S.L. 1999-93)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Baddour for the Committee on Judiciary IV:

Committee Substitute for **H.B. 1222**, A BILL TO BE ENTITLED AN ACT TO IMPROVE THE STATE COURT SYSTEM BY CREATING A STATE JUDICIAL COUNCIL AND TO APPROPRIATE FUNDS FOR THE EXPENSES OF THE JUDICIAL COUNCIL, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Hackney for the Committee on Judiciary I:

Committee Substitute for **S.B. 867**, A BILL TO BE ENTITLED AN ACT AMENDING CERTAIN PROVISIONS OF THE REAL ESTATE LICENSE LAW, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Sutton for the Committee on Judiciary III:

Committee Substitute for **S.B. 172**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN THE POSSESSION OF BLUE LIGHTS IS ILLEGAL, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 1068, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL LAW ENFORCEMENT AGENCIES TO ACCESS THE CRIMINAL INFORMATION NETWORK TO RUN CRIMINAL BACKGROUND CHECKS ON VOLUNTEERS FOR THE MCGRUFF HOUSES PROGRAM, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Braswell for the Committee on Judiciary II:

Committee Substitute for **S.B. 789**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CHANGES TO THE NOTICE TO BE GIVEN UPON THE SALE, LEASE, OR EXCHANGE OF THE ASSETS OF A CHARITABLE OR RELIGIOUS NONPROFIT CORPORATION UNDER THE NONPROFIT CORPORATION ACT, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

S.B. 921, A BILL TO BE ENTITLED AN ACT TO ALLOW JUDGMENT BY DEFAULT TO BE ENTERED BY THE JUDGE WITHOUT A HEARING SUBJECT TO CERTAIN CONDITIONS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Crawford and Goodwin, Chairs, for the Committee on Mental Health:

Committee Substitute for **S.B. 1122**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW TO ALLOW COUNTIES TO REDUCE CERTAIN COUNTY APPROPRIATIONS AND EXPENDITURES FOR AREA MENTAL HEALTH AUTHORITIES FOR FUTURE FISCAL YEARS, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Dedmon for the Committee on Local Government I:

S.B. 474, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DISTRIBUTION OF THE PROFITS FROM THE HENDERSONVILLE LOCAL ALCOHOLIC BEVERAGE CONTROL SYSTEM, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

INTRODUCTION OF BILL AND RESOLUTION

The following is introduced, read the first time and referred to committee:

By Representatives Earle and Barefoot:

H.J.R. 1483, A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATING TO THE ESTABLISHMENT OF A TRAVEL AND TOURISM CAPITAL INCENTIVE PROGRAM, is referred to the Committee on Rules, Calendar and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Senate Committee Substitute No. 3 for **H.B. 517**, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO STUDY THE COMPUTATION OF DROPOUT RATES FOR THE ABCs PROGRAM, is returned for concurrence in Senate committee substitute bill and referred to the Committee on Judiciary I.

Upon concurrence, the Senate committee substitute changes the title.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 62**, A BILL TO BE ENTITLED AN ACT TO REQUIRE CORPORATIONS THAT ARE REQUIRED TO PAY FEDERAL-ESTIMATED INCOME TAX BY ELECTRONIC FUNDS TRANSFER TO PAY STATE-ESTIMATED INCOME TAX BY ELECTRONIC FUNDS TRANSFER, is returned for concurrence in Senate committee substitute bill and referred to the Committee on Appropriations.

Upon concurrence, the Senate committee substitute changes the title.

Senate Committee Substitute for **H.B. 462**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWNS OF CHADBOURN AND MOUNT GILEAD, AND MONTGOMERY COUNTY, TO COLLECT UTILITY BILLS AS IF THEY WERE TAXES DUE THEM, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of May 27.

Upon concurrence, the Senate committee substitute changes the title.

The Speaker rules the Senate committee substitute to be material, thus constituting its first reading.

REPORT OF STANDING COMMITTEE AND PERMANENT SUBCOMMITTEE

The following report from permanent subcommittee is presented:

By Representative Tolson for the Permanent Subcommittee on Community Colleges:

**REPORT OF
COMMUNITY COLLEGES
SUBCOMMITTEE**

Pursuant to G.S. 115D-2.1(b)(4)f, the House Education Subcommittee on Community Colleges met on May 18, 1999, the majority of members being present, and submits the following nominee to be considered by the House of Representatives, May 26, 1999, for election to the State Board of Community Colleges for a six-year term, beginning July 1, 1999.

Jeanette M. Council, Ed.D.
Fayetteville, North Carolina

I certify that this nominee is legally qualified to serve and is willing to serve if elected.

S/ Joe P. Tolson, Chairman
EDUCATION/Subcommittee on
Community Colleges

On motion of Representative Tolson, and pursuant to Article VI, Section 5 of the North Carolina Constitution, Dr. Jeanette M. Council is elected by acclamation to the State Board of Community Colleges for a six-year term, beginning July 1, 1999.

On motion of Representative Tolson, and pursuant to G.S. 115D-2.1(b)(4)f, the foregoing action taken by the House of Representatives is confirmed by electronic vote (109-0).

Representative Rayfield requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (110-0).

The Senate is so notified of the action taken by Special Message.

CALENDAR

Action is taken on the following:

H.B. 951, A BILL TO BE ENTITLED AN ACT REQUIRING THAT AT LEAST ONE PERSON WHO IS DIRECTLY ASSISTED BY A PUBLIC HOUSING AUTHORITY BE APPOINTED TO EACH HOUSING AUTHORITY COMMISSION AND REGIONAL HOUSING AUTHORITY COMMISSION IN THE STATE.

On motion of Representative Edwards, the House concurs in the Senate amendment, by electronic vote (112-1), and the bill is ordered enrolled and presented to the Governor.

Senate Committee Substitute for **H.B. 1267**, A BILL TO BE ENTITLED AN ACT PROTECTING PUBLIC SCHOOL EMPLOYEES WHO MAKE FORMAL OR INFORMAL COMPLAINTS ALLEGING SEXUAL HARASSMENT.

On motion of Representative Boyd-McIntyre, the bill is postponed until June 1.

S.B. 645, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF PARMELE, AND TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF FAIR BLUFF, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Walend, Warner, Warren, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 115.

Voting in the negative: None.

Excused absences: Representatives Ramsey, Setzer, Wainwright, and Warwick - 4.

Committee Substitute for **S.B. 395**, A BILL TO BE ENTITLED AN ACT RELATING TO THE CABARRUS COUNTY TOURISM AUTHORITY, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 573, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE CITY OF CHARLOTTE TO ENGAGE IN PUBLIC-PRIVATE PROJECTS OUTSIDE THE DOWNTOWN AREA, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **S.B. 653**, A BILL TO BE ENTITLED AN ACT RELATING TO INVESTMENT OF HEALTH TRUST FUND MONIES BY THE COUNTY OF DURHAM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

Committee Substitute for **S.B. 705**, A BILL TO BE ENTITLED AN ACT TO ASSIST THE JOHNSTON COUNTY BOARD OF EDUCATION WITH THE EXPEDITING OF PUBLIC SCHOOL FACILITIES, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

S.B. 583, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM, passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled.

House Committee Substitute for **S.B. 687, A BILL TO BE ENTITLED AN ACT TO AMEND THE SUPPLEMENTAL RETIREMENT FUND FOR FULL-TIME PAID FIREFIGHTERS IN THE CITY OF HICKORY,** passes its second reading and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

S.B. 436, A BILL TO BE ENTITLED AN ACT TO RATIFY, APPROVE, CONFIRM, AND VALIDATE CERTAIN BOND REFERENDA OF UNITS OF LOCAL GOVERNMENT HELD IN CONNECTION WITH THE AUTHORIZATION OF BONDS OF THOSE UNITS, passes its third reading by the following vote, and is ordered enrolled and presented to the Governor.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Walend, Warner, Warren, C. Wilson, G. Wilson, Womble, Wood, and Yongue - 111.

Voting in the negative: Representative Pope.

Excused absences: Representatives Ramsey, Setzer, Wainwright, and Warwick - 4.

S.B. 483, A BILL TO BE ENTITLED AN ACT TO REVISE THE LAW GOVERNING THE LIMITATIONS OF SUCCESSORS AND ASSIGNEES OF FOREIGN CORPORATIONS AND FOREIGN NONPROFIT CORPORATIONS TO FILE CAUSES OF ACTION OR PROCEEDINGS, passes its second reading, by electronic vote (112-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

House Committee Substitute for **S.B. 65, A BILL TO BE ENTITLED AN ACT TO ENHANCE MOTOR VEHICLE OCCUPANT RESTRAINT SAFETY.**

On motion of Representative Culpepper and without objection, the bill is postponed until May 27.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 95, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ELIGIBILITY REQUIREMENTS FOR MEMBERSHIP ON THE STATE BOARD OF COMMUNITY COLLEGES AND FOR MEMBERSHIP ON THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.**

On motion of Representative Culpepper and without objection, the bill is postponed until May 27.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 347, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH BENEFIT PLANS TO COVER NONFORMULARY DRUGS AND DEVICES WHEN MEDICALLY NECESSARY.**

On motion of Representative Culpepper and without objection, the bill is postponed until May 31.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 839, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COMMISSIONER OF INSURANCE TO REQUIRE INTERIM CLAIMS PAYMENTS TO PROVIDERS IN THE EVENT CLAIMS CANNOT BE TIMELY PROCESSED DUE TO YEAR 2000 COMPUTER PROBLEMS.**

On motion of Representative Culpepper and without objection, the bill is postponed until June 1.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 773, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE TIME FOR ACTION ON REMAND FOLLOWING COURT REVIEW OF ANNEXATIONS ORDINANCES, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 1096**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY FOR A SCHOOL EMPLOYEE TO POSSESS A FIREARM ON EDUCATIONAL PROPERTY AND TO MAKE IT A FELONY FOR A STUDENT OR SCHOOL EMPLOYEE TO HAVE A FIREARM AT A CURRICULAR OR EXTRACURRICULAR ACTIVITY SPONSORED BY THE SCHOOL.

On motion of Representative Goodwin and without objection, the bill is postponed until June 1.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 344**, A BILL TO BE ENTITLED AN ACT TO PROVIDE EXPANDED ACCESS TO SPECIALTY CARE IN MANAGED CARE PLANS.

On motion of Representative Russell and without objection, the bill is postponed until May 27.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 643**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING INSURANCE PREMIUM FINANCING, passes its second reading, by electronic vote (113-0), and there being no objection is read a third time.

Representative Cox requests that he be excused from voting on this bill, to prevent appearance of conflict of interest due to being in the insurance business, under Rule 24.1A and this request is granted.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

On motion of Representative Culpepper, seconded by Representative Cox, the House adjourns at 3:56 p.m. to reconvene May 27 at 11:00 a.m.

SEVENTY-FIRST DAY

HOUSE OF REPRESENTATIVES

Thursday, May 27, 1999

The House meets at 11:00 a.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

“Everlasting God, heaven is Your throne and earth is Your footstool. We gather today and claim Your presence among us. For You are with us not only in times of corporate worship or private prayer, but all through the day. Help us to experience Your presence in the committees that meet, the discussion we share, and the votes we take. Remind us, O God, that You are available at all times and in all places, that Your guidance is offered at every moment and Your wisdom is available each second. And as we depart from our Assembly, may Your grace and peace rest with us all, granting safety in travels, blessings in our return home, and a weekend of rest and recuperation. Amen.”

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 26 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Blue, Capps, Ramsey, Sherrill, and Warner for today. Representatives Boyd-McIntyre, Davis, and Morris are excused for a portion of the session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 436, AN ACT TO RATIFY, APPROVE, CONFIRM, AND VALIDATE CERTAIN BOND REFERENDA OF UNITS OF LOCAL

GOVERNMENT HELD IN CONNECTION WITH THE AUTHORIZATION OF BONDS OF THOSE UNITS.

S.B. 483, AN ACT TO REVISE THE LAW GOVERNING THE LIMITATIONS OF SUCCESSORS AND ASSIGNEES OF FOREIGN CORPORATIONS AND FOREIGN NONPROFIT CORPORATIONS TO FILE CAUSES OF ACTION OR PROCEEDINGS.

S.B. 773, AN ACT TO CLARIFY THE TIME FOR ACTION ON REMAND FOLLOWING COURT REVIEW OF ANNEXATIONS ORDINANCES.

H.B. 259, AN ACT TO PROVIDE FOR THE LAPSE OF A HOME INSPECTOR'S LICENSE AND AN ASSOCIATE HOME INSPECTOR'S LICENSE UNDER CERTAIN CONDITIONS; TO ESTABLISH RECORD-KEEPING REQUIREMENTS FOR HOME INSPECTORS; AND TO AUTHORIZE THE HOME INSPECTOR LICENSURE BOARD TO ESTABLISH CONTINUING EDUCATION PROGRAMS AND CHARGE FEES FOR THOSE PROGRAMS.

H.B. 951, AN ACT REQUIRING THAT AT LEAST ONE PERSON WHO IS DIRECTLY ASSISTED BY A PUBLIC HOUSING AUTHORITY BE APPOINTED TO EACH HOUSING AUTHORITY COMMISSION AND REGIONAL HOUSING AUTHORITY COMMISSION IN THE STATE AND TO INCREASE THE MAXIMUM NUMBER OF MEMBERS THAT MAY BE APPOINTED TO A HOUSING AUTHORITY COMMISSION.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 395, AN ACT RELATING TO THE CABARRUS COUNTY TOURISM AUTHORITY.

S.B. 543, AN ACT RELATING TO ZONING BY FORSYTH COUNTY, THE TOWNS OF KERNERSVILLE AND LEWISVILLE, AND THE VILLAGE OF CLEMMONS.

S.B. 573, AN ACT TO AUTHORIZE THE CITY OF CHARLOTTE TO ENGAGE IN PUBLIC-PRIVATE PROJECTS OUTSIDE THE DOWNTOWN AREA.

S.B. 583, AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM.

S.B. 653, AN ACT RELATING TO INVESTMENT OF HEALTH TRUST FUND MONIES BY THE COUNTY OF DURHAM.

S.B. 705, AN ACT TO ASSIST THE JOHNSTON COUNTY BOARD OF EDUCATION WITH THE EXPEDITING OF PUBLIC SCHOOL FACILITIES.

S.B. 712, AN ACT TO AUTHORIZE THE TOWN OF CORNELIUS TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET.

H.B. 708, AN ACT TO AUTHORIZE THE SANFORD-LEE REGIONAL AIRPORT AUTHORITY AND THE BRUNSWICK COUNTY AIRPORT COMMISSION TO RECEIVE SALES TAX REFUNDS.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 1143, A BILL TO BE ENTITLED AN ACT TO INCREASE THE MONTHLY EXPENSE ALLOWANCE, PER DIEM RATE, AND MILEAGE REIMBURSEMENT OF MEMBERS OF THE GENERAL ASSEMBLY, with a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations.

The bill is re-referred to the Committee on Appropriations.

H.B. 1164, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING GUARANTEED ENERGY SAVINGS CONTRACTS FOR LOCAL GOVERNMENTAL UNITS TO TAKE SAVINGS ASSOCIATED WITH OPERATIONS COSTS INTO ACCOUNT, TO EXTEND THE CURRENT MAXIMUM DURATION OF THESE CONTRACTS, AND TO REPEAL THE SUNSET, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Rules, Calendar, and Operations of the House.

The committee substitute bill is re-referred to the Committee on Rules, Calendar, and Operations of the House. The original bill is placed on the Unfavorable Calendar.

H.B. 1213, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET REGARDING THE AUTHORITY OF LOCAL GOVERNMENTAL UNITS TO ENTER INTO GUARANTEED ENERGY SAVINGS CONTRACTS FOR LOCAL PUBLIC FACILITIES AND TO EXTEND THE CURRENT MAXIMUM DURATION OF THESE CONTRACTS, with an indefinite postponement report.

The bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 56**, A BILL TO BE ENTITLED AN ACT TO REPEAL THE SUNSET REGARDING THE AUTHORITY OF LOCAL GOVERNMENTAL UNITS TO ENTER INTO GUARANTEED ENERGY SAVINGS CONTRACTS FOR LOCAL PUBLIC FACILITIES AND TO EXTEND THE CURRENT MAXIMUM DURATION OF THESE CONTRACTS, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill, and recommendation that the House committee substitute bill be re-referred to the Committee on Finance.

The House committee substitute bill is re-referred to the Committee on Finance. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.B. 933, A BILL TO BE ENTITLED AN ACT TO CHANGE THE LAW REGARDING CEMETERIES, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

Committee Substitute No. 2 for **H.B. 1095**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA MEDICAL BOARD AND THE BOARD OF PHARMACY TO ADOPT RULES TO APPROVE CLINICAL PHARMACIST PRACTITIONERS TO PRACTICE DRUG THERAPY MANAGEMENT PURSUANT TO A

DRUG THERAPY MANAGEMENT AGREEMENT, reported without prejudice.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.J.R. 1251, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF KENNETH R. WILLIAMS, ONE OF WINSTON-SALEM'S MOST PROMINENT CITIZENS, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

H.B. 1409, A BILL TO BE ENTITLED AN ACT TO MODIFY ECONOMIC DEVELOPMENT INCENTIVES AFFECTING BORDER COUNTIES AND OTHER COUNTIES, reported without prejudice as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Blue for the Committee on Small Business:

Committee Substitute for **S.B. 660**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING LIMITED LIABILITY COMPANIES TO CLARIFY CERTAIN DEFINITIONS OF TERMS, TO PROVIDE MORE FLEXIBILITY WITH REGARD TO ORGANIZERS, TO CLARIFY THAT THE FILING OF THE ARTICLES OF ORGANIZATION IS CONCLUSIVE EVIDENCE OF THE FORMATION OF A COMPANY, TO REVISE THE CIRCUMSTANCES AND RESTRICTIONS REGARDING FORMATION OF A COMPANY, TO PROVIDE FOR THE INDEXING OF REAL ESTATE RECORDS TO REFLECT MERGERS AND CONVERSIONS OF BUSINESS ENTITIES, TO ALLOW ALTERNATIVE MANAGEMENT STRUCTURES, TO PROVIDE FOR WITHDRAWAL FROM A COMPANY ONLY AS PERMITTED BY THE ARTICLES OF ORGANIZATION OR WRITTEN OPERATING AGREEMENT, TO REVISE THE PERMITTED GROUNDS FOR DISSOLUTION, AND TO CLARIFY THAT A COMPANY MAY ENGAGE IN A BUSINESS UNDER AN ASSUMED NAME, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

SPECIAL MESSAGE FROM THE SENATE**1999 GENERAL ASSEMBLY**

Senate Chamber

May 26, 1999

Mr. Speaker:

Pursuant to G.S. 115D-2.1(b)(4)f., and **S.J.R. 795**, A JOINT RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES AND SENATE TO ELECT MEMBERS TO THE STATE BOARD OF COMMUNITY COLLEGES, it is ordered that a message be sent to your Honorable Body notifying you that the Senate has elected R. Carolyn Harmon for a six-year term beginning July 1, 1999, and expiring June 30, 2005.

Respectfully,

S/ Janet B. Pruitt

*Principal Clerk***MESSAGES FROM THE SENATE**

The following are received from the Senate:

Committee Substitute for **S.B. 222**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR STATE AND LOCAL GOVERNMENTS TO ACCEPT CREDIT CARDS, CHARGE CARDS, DEBIT CARDS, AND ELECTRONIC FUNDS TRANSFERS FOR PAYMENT OF GOVERNMENT FEES, COSTS, AND DEBTS, AND TO ALLOW LOCAL GOVERNMENTS TO ACCEPT CREDIT CARDS, CHARGE CARDS, DEBIT CARDS, AND ELECTRONIC FUNDS TRANSFERS FOR PAYMENT OF PROPERTY TAXES, is read the first time and referred to the Committee on Finance.

Committee Substitute for **S.B. 791**, A BILL TO BE ENTITLED AN ACT TO CHANGE THE GENERAL DRIVERS LICENSE RENEWAL CYCLE FROM FIVE TO TEN YEARS, is read the first time and referred to the Committee on Finance.

Committee Substitute No. 2 for **S.B. 1049**, A BILL TO BE ENTITLED AN ACT TO AMEND AND CODIFY THE LAW THAT PROVIDES FOR COMPENSATORY MITIGATION AS AN ALTERNATIVE TO THE MAINTENANCE OF RIPARIAN BUFFERS

AND THAT AUTHORIZES THE ENVIRONMENTAL MANAGEMENT COMMISSION TO DELEGATE RESPONSIBILITY FOR THE IMPLEMENTATION AND ENFORCEMENT OF THE STATE'S RIPARIAN BUFFER PROTECTION REQUIREMENTS TO LOCAL GOVERNMENTS, AS RECOMMENDED BY THE NEUSE RIVER BUFFER RULES STAKEHOLDER ADVISORY COMMITTEE AND REQUESTED BY THE ENVIRONMENTAL MANAGEMENT COMMISSION, is read the first time and referred to the Committee on Environment and Natural Resources and, if favorable, to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representatives Morris and McAllister (Primary Sponsors); Alexander, Allred, Berry, Bowie, Boyd-McIntyre, Clary, Earle, Easterling, Esposito, Gardner, Howard, Insko, Jarrell, Jeffus, McLawhorn, Mosley, Preston, Russell, Sherrill, Walend, and Warren:

H.R. 1484, A HOUSE RESOLUTION RECOGNIZING THE DISABLED VETERANS WOMEN'S AUXILIARY STATE DEPARTMENT OF NORTH CAROLINA ON ITS FIFTIETH ANNIVERSARY, is referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 462,** A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF CHADBOURN AND MOUNT GILEAD, AND MONTGOMERY COUNTY, TO COLLECT UTILITY BILLS AS IF THEY WERE TAXES DUE THEM.

On motion of Representative Hill, the House concurs in the material Senate committee substitute bill on its second roll call reading by the following vote, and the bill remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Bonner, Bowie, Boyd-McIntyre, Braswell, Brown, Brubaker, Buchanan, Cansler, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culpepper,

Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Smith, Starnes, Sutton, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 110.

Voting in the negative: None.

Excused absences: Representatives Blue, Capps, Ramsey, Sherrill, and Warner - 5.

S.B. 645, A BILL TO BE ENTITLED AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF PARMELE, AND TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF FAIR BLUFF, passes its third reading by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Smith, Starnes, Sutton, Teague, Thomas, Thompson, Tolson, Tucker, Walend, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 111.

Voting in the negative: None.

Excused absences: Representatives Blue, Capps, Ramsey, Sherrill, and Warner - 5.

WITHDRAWAL OF BILLS FROM CALENDAR

House Committee Substitute for **S.B. 246**, A BILL TO BE ENTITLED AN ACT TO CLARIFY AND REVISE THE PROCEDURES GOVERNING APPEALS OR TRANSFERS FROM CLERKS OF SUPERIOR COURT TO THE TRIAL COURTS AND TO MAKE CONFORMING AND CLARIFYING AMENDMENTS TO OTHER RELATED SECTIONS OF THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Culpepper and without objection, the bill is postponed until June 10.

House Committee Substitute for **S.B. 178**, A BILL TO BE ENTITLED AN ACT TO BE KNOWN AS THE NORTH CAROLINA UNIFORM PRUDENT INVESTOR ACT, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

On motion of Representative Culpepper and without objection, the bill is postponed until June 10.

CALENDAR (continued)

House Committee Substitute for **S.B. 65**, A BILL TO BE ENTITLED AN ACT TO ENHANCE MOTOR VEHICLE OCCUPANT RESTRAINT SAFETY.

On motion of Representative Culpepper and without objection, the bill is postponed until June 1.

House Committee Substitute for **S.B. 95**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE ELIGIBILITY REQUIREMENTS FOR MEMBERSHIP ON THE STATE BOARD OF COMMUNITY COLLEGES AND FOR MEMBERSHIP ON THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

Representative Yongue offers Amendment No. 1 which is adopted by electronic vote (112-1).

On motion of Representative Culpepper, the bill is withdrawn from the Calendar, ordered engrossed, and re-referred to the Committee on Rules, Calendar, and Operations of the House, by electronic vote (63-47).

Committee Substitute for **S.B. 344**, A BILL TO BE ENTITLED AN ACT TO PROVIDE EXPANDED ACCESS TO SPECIALTY CARE IN MANAGED CARE PLANS.

Representative Cox requests that he be excused from voting on this bill, to avoid appearance of conflict of interest due to being in the insurance business, under Rule 24.1A and this request is granted.

The bill passes its second reading, by electronic vote (109-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 1113**, A BILL TO BE ENTITLED AN ACT RELATING TO EMPLOYER CONTACT WITH MEDICAL CARE PROVIDERS FOR CLAIMS UNDER THE WORKERS' COMPENSATION ACT, passes its second reading, by electronic vote (92-17), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 1093**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW TO ENSURE THAT ALL TEACHERS RECEIVE A DUTY FREE PERIOD EACH DAY, passes its second reading, by electronic vote (95-14), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 920**, A BILL TO BE ENTITLED AN ACT TO UPDATE THE NORTH CAROLINA CONTROLLED SUBSTANCES ACT TO ACCURATELY REFLECT THE CURRENT SCHEDULING OF CONTROLLED SUBSTANCES, AS SCHEDULED BY THE DRUG ENFORCEMENT ADMINISTRATION AND TO PROHIBIT TRAFFICKING IN METHYLENEDIOXYAMPHETAMINE (MDA) OR METHYLENEDIOXYMETHAMPHETAMINE (MDMA),

passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 638**, A BILL TO BE ENTITLED AN ACT TO REDEFINE "EMPLOYEE" AND "EMPLOYER" IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Gibson and Warwick, Chairs, for the Committee on Environment and Natural Resources:

S.B. 1159, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CIRCUMSTANCES UNDER WHICH THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES MAY ALLOW THE USE OF LAND-USE RESTRICTIONS TO PROTECT PUBLIC HEALTH AT CONTAMINATED SITES, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Mosley for the Committee on State Personnel:

S.B. 885, A BILL TO BE ENTITLED AN ACT CLARIFYING THE AUTHORITY OF THE STATE AUDITOR TO EXAMINE STATE EMPLOYEE PERSONNEL RECORDS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

On motion of Representative Culpepper, seconded by Representative Oldham, the House adjourns at 12:31 p.m. to reconvene Monday, May 31, 1999, at 7:00 p.m.

SEVENTY-SECOND DAY

HOUSE OF REPRESENTATIVES

Monday, May 31, 1999

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

“Merciful God, we bow our heads in silent awe for the great sacrifice men and women of this Nation were willing to give for the cause of freedom, self-determination, and democracy. The honored dead of Memorial Day are a bold reminder that the price of freedom is great and the cost of democracy is high. We are grateful for their sacrifice. We are thankful for the ideals and the Nation they sought to preserve.

“Remind us, O Lord, that not all battles for freedom are with bullets and armaments. We too have been called to continue the fight for freedom. Though the skirmishes are more subtle, we must stand strong for the ideals of truth, justice and righteousness. Let us never think that our task does not matter, or that our votes are not important. Remind us of our duly elected, no our God-given duty to fight oppression in whatever form it presents itself, to battle injustice wherever it is found. And let us not forget that the greatest weapon we wield is the truth and our strongest position is upon Your Word. May we fight valiantly for You, for others, and for the good of our State. Amen.”

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 27 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Dockham, Goodwin, Gray, Ramsey, Starnes, and C. Wilson for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 344, AN ACT TO PROVIDE EXPANDED ACCESS TO SPECIALTY CARE IN MANAGED CARE PLANS.

S.B. 638, AN ACT TO REDEFINE "EMPLOYEE" AND "EMPLOYER" IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

S.B. 871, AN ACT TO AMEND THE LAW REGARDING THE OBLIGATION OF DECEDENTS' ESTATES FOR FUNERAL EXPENSES AND RELATED EXPENSES.

S.B. 920, AN ACT TO UPDATE THE NORTH CAROLINA CONTROLLED SUBSTANCES ACT TO ACCURATELY REFLECT THE CURRENT SCHEDULING OF CONTROLLED SUBSTANCES, AS SCHEDULED BY THE DRUG ENFORCEMENT ADMINISTRATION AND TO PROHIBIT TRAFFICKING IN METHYLENEDIOXYAMPHETAMINE (MDA) OR METHYLENEDIOXYMETHAMPHETAMINE (MDMA).

S.B. 1048, AN ACT TO CREATE A GRANTS COMMITTEE TO SET PRIORITIES FOR, REVIEW APPLICATIONS TO, AND AWARD GRANTS UNDER THE FISHERY RESOURCE GRANT PROGRAM AND TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL CHANGES TO THE FISHERY RESOURCE GRANT PROGRAM STATUTE.

S.B. 1062, AN ACT AUTHORIZING THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONAL CERTIFICATION BOARD TO DEFINE THE TERM CLINICAL SUPERVISOR INTERN AND AMENDING CERTIFICATION REQUIREMENTS FOR SUBSTANCE ABUSE PROFESSIONALS.

S.B. 1093, AN ACT TO AMEND THE LAW TO ENSURE THAT ALL TEACHERS RECEIVE A DUTY FREE PERIOD EACH DAY.

S.B. 1113, AN ACT RELATING TO EMPLOYER CONTACT WITH MEDICAL CARE PROVIDERS FOR CLAIMS UNDER THE WORKERS' COMPENSATION ACT.

H.B. 255, AN ACT TO AMEND THE STATUTES INVOLVING VOCATIONAL REHABILITATION IN ORDER TO COMPLY WITH FEDERAL LAW.

H.B. 1009, AN ACT TO PROVIDE FUNDS FOR AGRICULTURAL RESEARCH BY INCREASING THE ASSESSMENT ON FERTILIZER, COMMERCIAL FEED, OR THEIR INGREDIENTS.

H.B. 1071, AN ACT TO MAKE CHANGES TO THE HANDICAPPED PERSONS PROTECTION ACT, CHAPTER 168A OF THE GENERAL STATUTES.

H.B. 1258, AN ACT TO CLARIFY THE FACILITIES THAT ARE INCLUDED IN THE HEALTH CARE PERSONNEL REGISTRY; AND TO REQUIRE THAT EMPLOYERS AT HEALTH CARE FACILITIES ACCESS THE HEALTH CARE PERSONNEL REGISTRY.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 645, AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF PARMELE, AND TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF FAIR BLUFF.

H.B. 437, AN ACT AMENDING THE STATUTORY DEFINITION OF "SUBDIVISION" FOR THE PURPOSE OF SUBDIVISION REGULATION IN JONES COUNTY.

H.B. 811, AN ACT TO AMEND THE CHARTER OF THE CITY OF HAVELOCK TO INCREASE THE TERM OF THE MAYOR FROM TWO YEARS TO FOUR YEARS BEGINNING WITH THE REGULAR MUNICIPAL ELECTION IN 2001.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 691, AN ACT TO INCORPORATE THE TOWN OF BERMUDA RUN AND TO SIMULTANEOUSLY DISSOLVE THE BERMUDA CENTER SANITARY DISTRICT. (S.L. 1999-94)

H.B. 772, AN ACT TO ESTABLISH A NO-WAKE ZONE IN THE WATERS OF LEE'S CUT. (S.L. 1999-95)

S.B. 898, AN ACT TO INCREASE THE NUMBER OF DAYS WITHIN WHICH A BOARD OF EDUCATION MUST HOLD A TEACHER DISMISSAL HEARING, TO CLARIFY THAT THE SUPERINTENDENT'S DESIGNEE MAY BE PRESENT AT THE CASE MANAGER HEARING, TO ALLOW TIME FOR THE SUPERINTENDENT TO OBTAIN A COPY OF THE CASE MANAGER TRANSCRIPT, TO DECREASE THE NUMBER OF DAYS WITHIN WHICH THE SUPERINTENDENT MUST PROVIDE A LIST OF WITNESSES FOR A BOARD HEARING ON A REDUCTION IN FORCE, TO CHANGE THE DATE WHEN LOCAL BOARDS MUST NOTIFY TEACHERS WHETHER THEIR PROBATIONARY CONTRACTS HAVE BEEN RENEWED, TO REPEAL THE PROFESSIONAL PRACTICES BOARD, AND TO LIMIT THE NONINSTRUCTIONAL DUTIES ASSIGNED TO TEACHERS. (S.L. 1999-96)

S.B. 395, AN ACT RELATING TO THE CABARRUS COUNTY TOURISM AUTHORITY. (S.L. 1999-97)

S.B. 543, AN ACT RELATING TO ZONING BY FORSYTH COUNTY, THE TOWNS OF KERNERSVILLE AND LEWISVILLE, AND THE VILLAGE OF CLEMMONS. (S.L. 1999-98)

S.B. 573, AN ACT TO AUTHORIZE THE CITY OF CHARLOTTE TO ENGAGE IN PUBLIC-PRIVATE PROJECTS OUTSIDE THE DOWNTOWN AREA. (S.L. 1999-99)

S.B. 583, AN ACT TO AMEND THE LAW ESTABLISHING THE CHARLOTTE FIREMEN'S RETIREMENT SYSTEM. (S.L. 1999-100)

S.B. 653, AN ACT RELATING TO INVESTMENT OF HEALTH TRUST FUND MONIES BY THE COUNTY OF DURHAM. (S.L. 1999-101)

S.B. 705, AN ACT TO ASSIST THE JOHNSTON COUNTY BOARD OF EDUCATION WITH THE EXPEDITING OF PUBLIC SCHOOL FACILITIES. (S.L. 1999-102)

S.B. 712, AN ACT TO AUTHORIZE THE TOWN OF CORNELIUS TO MAKE ADDITIONAL VOLUNTARY SATELLITE ANNEXATIONS IF CERTAIN CRITERIA ARE MET. (S.L. 1999-103)

H.B. 708, AN ACT TO AUTHORIZE THE SANFORD-LEE REGIONAL AIRPORT AUTHORITY AND THE BRUNSWICK COUNTY AIRPORT COMMISSION TO RECEIVE SALES TAX REFUNDS. (S.L. 1999-104)

S.B. 637, AN ACT TO EXPAND THE LAW OF ASSAULT TO PROTECT SCHOOL PERSONNEL AND SCHOOL VOLUNTEERS. (S.L. 1999-105)

S.B. 693, AN ACT TO PROVIDE, UPON THE MOTION OF A DEFENDANT MADE AFTER ISSUANCE OF SUMMONS, THAT A PLAINTIFF IS NOT ALWAYS REQUIRED TO POST A PROSECUTION BOND, PROVIDE SECURITY, OR SHOW THE PLAINTIFF IS SUING AS AN INDIGENT BUT TO PROVIDE THAT THE PLAINTIFF MAY BE SO REQUIRED BY THE CLERK OR JUDGE UPON A SHOWING OF GOOD CAUSE BY THE DEFENDANT. (S.L. 1999-106)

S.B. 769, AN ACT TO MODIFY THE ESSENTIAL ELEMENTS OF THE FELONY OFFENSE OF LARCENY OF GINSENG. (S.L. 1999-107)

H.B. 1167, AN ACT TO SIMPLIFY THE LATERAL ENTRY PROGRAM FOR TEACHERS. (S.L. 1999-108)

S.B. 601, AN ACT TO PROVIDE THAT THE SECRETARY OF CORRECTION HAS SOLE AUTHORITY TO DESIGNATE THE UNIFORMS WORN BY INMATES CONFINED IN THE DIVISION OF PRISONS. (S.L. 1999-109)

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair, pursuant to Rule 36(b)(2), **H.B. 330,** A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA COMMISSION ON WORKFORCE DEVELOPMENT; TO CONFORM THE GENERAL STATUTES TO THE FEDERAL WORKFORCE INVESTMENT ACT; AND TO MAKE OTHER STATUTORY CHANGES TO ENHANCE WORKFORCE TRAINING AND DEVELOPMENT, is withdrawn from the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Rules, Calendar, and Operations of the House.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

Committee Substitute for **H.B. 734**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF CHAPEL HILL TO ENTER INTO DEVELOPMENT AGREEMENTS WITH OWNERS OF LARGE TRACTS OF LAND WITHIN THE TOWN AND ITS EXTRATERRITORIAL PLANNING JURISDICTION, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Committee Substitute for **H.B. 1133**, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT AN INSURER PROVIDING A HEALTH BENEFIT PLAN IS LIABLE FOR DAMAGES FOR HARM TO ITS INSURED OR ENROLLEES CAUSED BY THE INSURER'S FAILURE TO EXERCISE ORDINARY CARE, with a favorable report and recommendation that the bill be re-referred to the Committee on Insurance.

The bill is re-referred to the Committee on Insurance.

H.B. 1302, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM TAX MOTOR FUEL SOLD TO CHARTER SCHOOLS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Committee Substitute for **S.B. 314**, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF MINERAL SPRINGS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Committee Substitute for **S.B. 325**, A BILL TO BE ENTITLED AN ACT TO MAKE CORRECTIONS AND CONFORMING CHANGES RELATING TO TAXATION OF CONTINUING CARE RETIREMENT HOMES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 878, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN NONPROFIT WATER CORPORATIONS TO BE ELIGIBLE FOR REVOLVING LOANS AND GRANTS FROM THE DRINKING WATER TREATMENT REVOLVING LOAN FUND, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Hurley for the Committee on Insurance:

Committee Substitute for **S.B. 293**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET FROM AN ACT PROVIDING FOR REIMBURSEMENT BY HEALTH INSURERS FOR SERVICES PROVIDED BY FEE-BASED PRACTICING PASTORAL COUNSELORS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

Committee Substitute for **S.B. 389**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE 1998 CHANGE IN THE LAW GOVERNING THE FILING OF FINANCIAL REPORTS BY SMALL TOWN OR COUNTY MUTUALS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Hackney for the Committee on Judiciary I:

H.B. 1131, A BILL TO BE ENTITLED AN ACT TO INCREASE THE STATE TORT CLAIM LIMIT, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 975**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT SERVICES PROVIDED THROUGH THE STATEWIDE AUTOMATED VICTIM ASSISTANCE AND NOTIFICATION SYSTEM ARE SUBJECT TO THE EXEMPTIONS FROM DAMAGE CLAIMS AND OTHER GROUNDS FOR RELIEF PROVIDED FOR BY THE VICTIMS' RIGHTS ACT, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of June 1.

H.B. 985, A BILL TO BE ENTITLED AN ACT TO INCREASE THE BENCHMARK AT WHICH THE DEPARTMENT OF ADMINISTRATION IS REQUIRED TO ADVERTISE FOR PROPOSALS FOR LEASES BY THE STATE, TO CLARIFY WHEN THE DEPARTMENT MAY TRANSFER

PROPERTY TO NONPROFIT ORGANIZATIONS AT LESS THAN FAIR-MARKET VALUE, AND TO SIMPLIFY THE LAW REGARDING STATE LEASES OF PROPERTY IN UNIQUE LOCATIONS, is returned for concurrence in Senate amendments Nos. 1 and 2 and referred to the Committee on Ways and Means.

Upon concurrence, Senate Amendment No. 2 changes the title.

Committee Substitute No. 2 for **H.B. 1286**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE EXEMPTION FROM THE "MASS GATHERINGS" STATUTE, is returned for concurrence in Senate amendment and placed on the Calendar of June 1.

S.B. 799, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES COLLECTED BY THE NORTH CAROLINA BOARD OF PHYSICAL THERAPY EXAMINERS, is read the first time and referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 462**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWNS OF CHADBOURN AND MOUNT GILEAD, AND MONTGOMERY COUNTY, TO COLLECT UTILITY BILLS AS IF THEY WERE TAXES DUE THEM, AND TO ALLOW DARE COUNTY TO CREATE SPECIAL TAX DISTRICTS TO UNDERGROUND ELECTRIC UTILITY LINES.

On motion of Representative Hill, the House concurs in the material Senate committee substitute bill, which changes the title, on its third roll call reading by the following vote, and the bill is ordered enrolled.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barefoot, Bonner, Bowie, Boyd-McIntyre, Bridgeman, Brown, Buchanan, Cansler, Capps, Carpenter, Church, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Dedmon, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fox, Gardner, Gibson, Gillespie, Grady, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Sutton, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright,

Walend, Warner, Warren, Warwick, G. Wilson, Womble, Wright, and Yongue - 99.

Voting in the negative: None.

Excused absences: Representatives Dockham, Goodwin, Gray, Ramsey, Starnes, and C. Wilson - 6.

House Committee Substitute for **S.B. 347**, A BILL TO BE ENTITLED AN ACT TO REQUIRE HEALTH BENEFIT PLANS TO COVER NONFORMULARY DRUGS AND DEVICES WHEN MEDICALLY NECESSARY, passes its second reading, by electronic vote (99-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

INTRODUCTION OF PAGES

Pages for the week of May 31 are introduced to the membership. They are: Kiana Ahrens of Buncombe; Christopher Barbee of Moore; Bethany Boyd of Wake; James Brewer, Jr. of Wake; Thomas Brewington of Robeson; Garry Butler of Catawba; Kathryn Caudill of Montgomery; Tristan Cherry of Martin; Ashley Creasman of Henderson; Miriam Foulks of Rockingham; Amanda Glessner of Forsyth; Thomas Greenwood of Buncombe; Joshua Haney of Gaston; Emma Jakob of Davie; Anissa Jennings of Durham; Tania Jones of Warren; Alex Joyner of Wilson; Colin Kelly of Lee; Jacqueline Matthews of Harnett; Meredith Moose of Catawba; Clifton Peele of Martin; Jonathan Pritchard of McDowell; Kristin Sams of Guilford; Patricia Tate of Iredell; Matthew Underwood of Columbus; Jeremy Weeks of Iredell; and Demareo Williams of Franklin.

On motion of Representative Culpepper, seconded by Representative Rogers, the House adjourns at 7:21 p.m. to reconvene June 1 at 4:00 p.m.

SEVENTY-THIRD DAY

HOUSE OF REPRESENTATIVES

Tuesday, June 1, 1999

The House meets at 4:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

“Omnipotent God, we come to You this day in prayer to acknowledge Your sovereignty and Your authority over all that it is. You are the One who initiated creation and fashioned the cosmos. In Your own perfect time, You brought into being humanity. You formed us in Your image and gave us the high calling of being co-creators with You. You invite us to take part in Your mission of love and mercy. As we go about our legislative duties, inspire us to have the courage not only to ask what is popular with the people, but to inquire into what is just and right and within Your will. May the decisions we make reflect the compassion and kindness we have received at Your hand. As we open ourselves to You and to Your Spirit, help us to be fully attuned to Your purposes, to be sensitive to Your leading and to be responsive to Your call. Amen.”

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of May 31 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Ramsey and Smith for today.

ENROLLED BILL

The following bill is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 462, AN ACT TO ALLOW THE TOWNS OF CHADBOURN AND MOUNT GILEAD, AND MONTGOMERY COUNTY, TO COLLECT UTILITY BILLS AS IF THEY WERE TAXES DUE THEM, AND TO ALLOW DARE COUNTY TO CREATE SPECIAL TAX DISTRICTS TO UNDERGROUND ELECTRIC UTILITY LINES.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 614, AN ACT TO MAKE CHANGES TO THE IMMUNIZATION LAWS PERTAINING TO ADMINISTRATION AND REPORTING OF IMMUNIZATIONS, CERTIFICATES OF IMMUNIZATIONS RECEIVED IN OTHER STATES, SUBMISSION OF IMMUNIZATION CERTIFICATES TO CHILD CARE FACILITIES AND PRESCHOOL AUTHORITIES, AND

TO MAKE OTHER TECHNICAL CHANGES TO THE IMMUNIZATION STATUTES. (S.L. 1999-110)

S.B. 658, AN ACT TO EXTEND THE SUNSET ON THE LAW PROVIDING THAT CERTAIN SECONDARY SUPPLIERS OF ELECTRIC SERVICE MAY FURNISH SERVICE WITHIN THE CORPORATE LIMITS OF A CITY WITH WRITTEN CONSENT FROM THE CITY, ALLOWING THE BOARD OF AN ELECTRIC OR TELEPHONE MEMBERSHIP CORPORATION TO VOTE BY PROXY ON DECISIONS TO ENCUMBER CORPORATE PROPERTY OR TO DISSOLVE AN ELECTRIC MEMBERSHIP CORPORATION, AND MAKING TECHNICAL CHANGES TO THE LAW REGARDING MUNICIPAL ELECTRIC SERVICE. (S.L. 1999-111)

S.B. 1008, AN ACT TO EXTEND THE TIME FOR THE NORTH CAROLINA UTILITIES COMMISSION TO ADOPT FINAL RULES REGARDING UNIVERSAL SERVICE. (S.L. 1999-112)

S.B. 198, AN ACT PERTAINING TO THE ISSUANCE OF A NEW ADULT CARE HOME LICENSE TO AN APPLICANT WHO WAS THE LICENSEE OR ADMINISTRATOR OF AN ADULT CARE HOME THE LICENSE OF WHICH HAD BEEN REVOKED OR DOWNGRADED TO PROVISIONAL STATUS OR AGAINST WHICH A TYPE A PENALTY HAD BEEN ASSESSED, AND TO ALLOW NURSING HOME RESIDENTS OR THEIR REPRESENTATIVES ACCESS TO INFORMATION ABOUT COMPLAINT INVESTIGATIONS. (S.L. 1999-113)

H.B. 165, AN ACT TO REENACT THE 1986 LAW PROVIDING FOR RISK-SHARING PLANS, TO AMEND THE IMMUNITY STATUTES FOR THE FAIR AND BEACH PLANS, TO EXTEND THE BEACH PLAN RATE CAP ON WIND POLICIES ISSUED IN THE COASTAL AREA FOR TWO YEARS, AND TO MAKE A TECHNICAL AMENDMENT IN THE BEACH PLAN LAWS. (S.L. 1999-114)

H.B. 239, AN ACT TO AMEND THE LAW GOVERNING PROPERTY TRANSFERS BETWEEN COMMUNITY COLLEGE BOARDS OF TRUSTEES AND COUNTIES FOR COMMUNITY COLLEGE PURPOSES. (S.L. 1999-115)

H.B. 715, AN ACT TO PROVIDE THAT UTILIZATION REVIEW CRITERIA FOR SUBSTANCE ABUSE TREATMENT BE CRITERIA ADOPTED BY THE AMERICAN SOCIETY OF ADDICTION MEDICINE (ASAM) OR SIMILAR CRITERIA. (S.L. 1999-116)

S.B. 1075, AN ACT REGARDING FUNDING AND TRANSPORTATION FOR CHILDREN WITH SPECIAL NEEDS. (S.L. 1999-117)

H.B. 201, AN ACT TO AMEND THE LAW RELATING TO THE APPOINTMENT OF SUCCESSOR TRUSTEES TO CONFORM TO THE RULES OF CIVIL PROCEDURE AND TO UPDATE STATUTORY LANGUAGE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (S.L. 1999-118)

H.B. 214, AN ACT TO MAKE TECHNICAL CHANGES TO THE LAND RECORDS STATUTES. (S.L. 1999-119)

H.B. 236, AN ACT TO AMEND THE LAW REGARDING THE BAITING OF ANIMALS AND TO MAKE CORRECTIONS IN THE LAW REGARDING THE MANDATORY SUSPENSION OF HUNTING LICENSES AND PERMITS. (S.L. 1999-120)

H.B. 316, AN ACT TO ENCOURAGE PRESCRIBED BURNING FOR FORESTRY AND WILDLIFE PURPOSES UNDER CERTAIN CONDITIONS. (S.L. 1999-121)

H.B. 778, AN ACT TO ADD SIX MEMBERS TO THE STUDY COMMISSION ON THE FUTURE OF ELECTRIC SERVICE IN NORTH CAROLINA. (S.L. 1999-122)

H.B. 1076, AN ACT TO REQUIRE THAT FIRE SERVICE MAINS COMPLY WITH THE NORTH CAROLINA STATE BUILDING CODE. (S.L. 1999-123)

S.B. 645, AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF PARMELE, AND TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF FAIR BLUFF. (S.L. 1999-124)

H.B. 437, AN ACT AMENDING THE STATUTORY DEFINITION OF "SUBDIVISION" FOR THE PURPOSE OF SUBDIVISION REGULATION IN JONES COUNTY. (S.L. 1999-125)

H.B. 811, AN ACT TO AMEND THE CHARTER OF THE CITY OF HAVELOCK TO INCREASE THE TERM OF THE MAYOR FROM TWO YEARS TO FOUR YEARS BEGINNING WITH THE REGULAR MUNICIPAL ELECTION IN 2001. (S.L. 1999-126)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 1069, A BILL TO BE ENTITLED AN ACT RECLASSIFYING CERTIFIED CLINICAL SOCIAL WORKERS AS LICENSED CLINICAL SOCIAL WORKERS AND REVISING THE FEES AND QUALIFICATIONS FOR CERTIFICATION AND LICENSURE OF SOCIAL WORKERS, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

S.B. 622, A BILL TO BE ENTITLED AN ACT TO IMPOSE ADDITIONAL FEES AND COSTS AND TO INCREASE EXISTING FEES COLLECTED UNDER THE NURSING HOME ADMINISTRATORS BOARD ACT, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representative Hill for the Committee on Agriculture:

H.B. 1010, A BILL TO BE ENTITLED AN ACT TO REGULATE COTTON GINS, COTTON WAREHOUSES, AND COTTON MERCHANTS, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

By Representative Sutton for the Committee on Judiciary III:

S.B. 1019, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF LAND SURVEYORS TO ENTER ON LAND, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Mosley for the Committee on State Personnel:

H.B. 1103, A BILL TO BE ENTITLED AN ACT AMENDING THE EXECUTIVE BUDGET ACT TO ALLOW A SPECIAL RECOGNITION AWARD PROGRAM FOR STATE EMPLOYEES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Appropriations.

The committee substitute bill is re-referred to the Committee on Appropriations. The original bill is placed on the Unfavorable Calendar.

By Representative Hensley for the Committee on Alcoholic Beverage Control:

Committee Substitute for **S.B. 812**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A FOOD OR RETAIL BUSINESS THAT HOLDS AN ABC PERMIT AND IS LOCATED IN AN URBAN REDEVELOPMENT AREA SHALL NOT HAVE ALCOHOLIC BEVERAGE SALES IN EXCESS OF FIFTY PERCENT OF THE BUSINESS'S TOTAL ANNUAL SALES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representative Hurley for the Committee on Insurance:

S.B. 685, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT TREATMENT OR SERVICES RENDERED BY PHYSICIAN ASSISTANTS SHALL BE REIMBURSABLE UNDER THE STATE HEALTH PLAN AND OTHER HEALTH INSURANCE POLICIES UNDER CERTAIN CIRCUMSTANCES, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

S.B. 756, A BILL TO BE ENTITLED AN ACT TO INCREASE MANDATORY LIABILITY INSURANCE REQUIREMENTS FOR CERTAIN MOTOR VEHICLES AND TO MAKE CONFORMING CHANGES IN CHAPTER 58 OF THE GENERAL STATUTES, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

By Representatives Easterling, Hardaway, and Redwine, Chairs, for the Committee on Appropriations:

H.B. 168, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar of June 2 as a Special Order of Business. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 262,** A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO CUSTODY OF ABUSED, NEGLECTED, OR DEPENDENT JUVENILES IN THE CUSTODY OR AUTHORITY OF THE COUNTY DEPARTMENTS OF SOCIAL SERVICES, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of June 2.

Committee Substitute for **S.B. 254,** A BILL TO BE ENTITLED AN ACT TO INCREASE VARIOUS OUTDOOR ADVERTISING PERMIT FEES, CHANGE THE ADMINISTRATIVE REVIEW AND JUDICIAL REVIEW OF OUTDOOR ADVERTISING DECISIONS, EXPAND CURRENT NOTIFICATION REQUIREMENTS, AND MODIFY AND UPDATE THE OUTDOOR ADVERTISING CONTROL ACT WITH RESPECT TO VENUE REQUIREMENTS, DEFINITIONS, AND PARTIES RESPONSIBLE FOR PAYMENT OF REMOVAL OF ILLEGAL OUTDOOR ADVERTISING, is read the first time and referred to the Committee on Transportation and, if favorable, to the Committee on Finance.

S.B. 285, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE UNIVERSITY HEALTH SYSTEMS OF EASTERN CAROLINA SPECIAL REGISTRATION PLATES, is read the first time and referred to the Committee on Rules, Calendar, and Operations of the House.

Committee Substitute for **S.B. 1115,** A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR WIDELY SHARED PROSPERITY BY

AMENDING THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS EXPANSION ACT, BY PROVIDING ADDITIONAL TAX INCENTIVES FOR VARIOUS BUSINESSES, AND BY MAKING RELATED CHANGES, is read the first time and referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Senate Committee Substitute for **H.B. 975**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT SERVICES PROVIDED THROUGH THE STATEWIDE AUTOMATED VICTIM ASSISTANCE AND NOTIFICATION SYSTEM ARE SUBJECT TO THE EXEMPTIONS FROM DAMAGE CLAIMS AND OTHER GROUNDS FOR RELIEF PROVIDED FOR BY THE VICTIMS' RIGHTS ACT.

On motion of Representative Braswell, the House concurs in the Senate committee substitute bill, by electronic vote (113-0), and the bill is ordered enrolled and presented to the Governor.

Representative Sherrill requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (114-0).

Senate Committee Substitute for **H.B. 1267**, A BILL TO BE ENTITLED AN ACT PROTECTING PUBLIC SCHOOL EMPLOYEES WHO FILE WRITTEN COMPLAINTS ALLEGING SEXUAL HARASSMENT.

On motion of Representative Boyd-McIntyre, the House does not concur in the Senate committee substitute bill, by electronic vote (116-0), and conferees are requested.

Committee Substitute No. 2 for **H.B. 1286**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE EXEMPTION FROM THE "MASS GATHERINGS" STATUTE.

On motion of Representative Goodwin, the House concurs in Senate Amendment No. 1, by electronic vote (116-0), and the bill is ordered enrolled and presented to the Governor.

Committee Substitute for **H.B. 764**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF MOORESVILLE TO LEVY AN ADDITIONAL ROOM OCCUPANCY AND TOURISM DEVELOPMENT

TAX, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Alexander, Allen, Arnold, Baddour, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Buchanan, Cansler, Carpenter, Church, Clary, Cole, Crawford, Culp, Culpepper, Cunningham, Decker, Dedmon, Dockham, Earle, Easterling, Edwards, Ellis, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 101.

Voting in the negative: Representatives Allred, Baker, Brubaker, Capps, Cox, Creech, Daughtry, Davis, Eddins, Esposito, Holmes, Howard, Moore, and Pope - 14.

Excused absences: Representatives Ramsey and Smith - 2.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **H.B. 1090**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE AN INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS SPECIAL REGISTRATION PLATE, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Starnes, Sutton, Tallent, Teague, Thomas,

Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, and Yongue - 111.

Voting in the negative: Representatives Bowie, Creech, Davis, Decker, and Hensley - 5.

Excused absences: Representatives Ramsey and Smith - 2.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 1134, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE HORACE WILLIAMS CAMPUS TRUST FUND, TO AUTHORIZE THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO ISSUE REVENUE BONDS FOR THE DEVELOPMENT OF THE HORACE WILLIAMS CAMPUS, TO EXEMPT THE HORACE WILLIAMS CAMPUS FROM THE UMSTEAD ACT, AND TO MAKE VARIOUS CONFORMING CHANGES, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Cunningham, Daughtry, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, and Yongue - 109.

Voting in the negative: Representatives Berry, Creech, Davis, Howard, and Kiser - 5.

Excused absences: Representatives Ramsey and Smith - 2.

House Committee Substitute for **S.B. 65**, A BILL TO BE ENTITLED AN ACT TO ENHANCE MOTOR VEHICLE OCCUPANT RESTRAINT SAFETY.

Representative Sutton offers Amendment No. 1 which is adopted by electronic vote (114-3).

Representative Blue offers Amendment No. 2 which is adopted by electronic vote (115-0).

The bill, as amended, passes its second reading, by electronic vote (81-35), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

House Committee Substitute for **S.B. 1096**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY FOR A SCHOOL EMPLOYEE TO POSSESS A FIREARM ON EDUCATIONAL PROPERTY AND TO MAKE IT A FELONY FOR A STUDENT OR SCHOOL EMPLOYEE TO HAVE A FIREARM AT A CURRICULAR OR EXTRACURRICULAR ACTIVITY SPONSORED BY THE SCHOOL.

Representative Goodwin offers Amendment No. 1 which is adopted by electronic vote (113-1).

Representative Goodwin offers Amendment No. 2 which is adopted by electronic vote (117-1).

Representative Blue offers Amendment No. 3 which is adopted by electronic vote (107-9).

The bill, as amended, passes its second reading by electronic vote (107-10).

Representative McComas objects to the third reading. The bill remains on the Calendar.

House Committee Substitute for **S.B. 839**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE COMMISSIONER OF INSURANCE TO REQUIRE INTERIM CLAIMS PAYMENTS TO PROVIDERS IN THE EVENT CLAIMS CANNOT BE TIMELY PROCESSED DUE TO YEAR 2000 COMPUTER PROBLEMS.

Representative Cox requests that he be excused from voting on this bill, to avoid appearance of conflict of interest due to being in the insurance business, under Rule 24.1A and this request is granted.

The bill passes its second reading, by electronic vote (114-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 214, A BILL TO BE ENTITLED AN ACT TO PROVIDE A MEANS OF MEASURING AVERAGE FINAL COMPENSATION FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL RETIREMENT SYSTEM WHO PURCHASE CREDITABLE SERVICE FOR LEAVES OF ABSENCE INCURRED WHILE RECEIVING WORKERS' COMPENSATION PAYMENTS, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Culpepper and without objection, Committee Substitute for **S.B. 432,** A BILL TO BE ENTITLED AN ACT TO CLARIFY THE FACILITIES THAT ARE INCLUDED IN THE HEALTH CARE PERSONNEL REGISTRY; TO PROVIDE THAT GRIEVANCES PERTAINING TO THE HEALTH CARE PERSONNEL REGISTRY FILED BY STATE EMPLOYEES SHALL BE IN ACCORDANCE WITH STATE PERSONNEL PROCEDURES; AND TO REQUIRE THAT EMPLOYERS AT HEALTH CARE FACILITIES ACCESS THE HEALTH CARE PERSONNEL REGISTRY, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CONFEREES APPOINTED

The Speaker announces the following conferees on Senate Committee Substitute for **H.B. 1267,** A BILL TO BE ENTITLED AN ACT PROTECTING PUBLIC SCHOOL EMPLOYEES WHO MAKE FORMAL OR INFORMAL COMPLAINTS ALLEGING SEXUAL HARASSMENT, Representative Boyd-McIntyre, Chair; Representatives Barefoot, Nye, Jarrell, and C. Wilson.

The Senate is so notified by Special Message.

REPORT OF STANDING COMMITTEE AND PERMANENT SUBCOMMITTEE

The following report from standing committee is presented:

By Representative Hackney for the Committee on Judiciary I:

Committee Substitute for **S.B. 288**, A BILL TO BE ENTITLED AN ACT TO EXTEND NORTH CAROLINA'S "LONG ARM JURISDICTION" STATUTE TO INCLUDE SENDERS OF UNSOLICITED ELECTRONIC BULK COMMERCIAL MAIL AND TO MAKE THE SENDING OF UNSOLICITED ELECTRONIC BULK COMMERCIAL MAIL UNLAWFUL IN THIS STATE, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

On motion of Representative Culpepper, seconded by Representative Easterling, the House adjourns at 6:33 p.m. to reconvene June 2 at 12:00 Noon.

SEVENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, June 2, 1999

The House meets at 12:00 Noon pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"O God, we humbly bow before You in this time of need. Can there be anything more difficult than deciding between the competing requests for programs, personnel, and policies? Each promises a positive return for the State. Each makes claims for the good it could do. Though the requests for funding seem endless, the revenues of our State are all too finite. Cuts must be made. Programs may have to end or may never get to start. But how do we decide? It would be easy if our alternatives were between good and evil.

Unfortunately, we must discern between competing goods, shades of commendability, and promises of potential benefits.

"By ourselves, we are not up to such a task. We need Your guidance. We need the prompting of Your spirit. Help us to balance the needs of our district with the needs of the entire State. Guide us in the give and take of democracy that we know when to stand fast for the sake of principle and when to relent for the sake of the greater good. Direct our sights towards Your standards of justice, mercy and compassion. O God, may the budget we finally pass, not only reflect our priorities, but Yours as well. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 1 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Ramsey for today. Representative Smith is excused for a portion of the session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 214, AN ACT TO PROVIDE A MEANS OF MEASURING AVERAGE FINAL COMPENSATION FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL RETIREMENT SYSTEM WHO PURCHASE CREDITABLE SERVICE FOR LEAVES OF ABSENCE INCURRED WHILE RECEIVING WORKERS' COMPENSATION PAYMENTS.

S.B. 643, AN ACT TO AMEND THE LAW GOVERNING INSURANCE PREMIUM FINANCING.

H.B. 820, AN ACT PROVIDING THAT STATE EMPLOYEES AND PUBLIC SCHOOL EMPLOYEES MAY SHARE LEAVE VOLUNTARILY.

H.B. 975, AN ACT TO CLARIFY THAT SERVICES PROVIDED THROUGH THE STATEWIDE AUTOMATED VICTIM ASSISTANCE AND NOTIFICATION SYSTEM ARE SUBJECT TO THE EXEMPTIONS FROM DAMAGE CLAIMS AND OTHER GROUNDS FOR RELIEF PROVIDED FOR BY THE VICTIMS' RIGHTS ACT.

H.B. 1286, AN ACT TO MODIFY THE EXEMPTION FROM THE "MASS GATHERINGS" STATUTE.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 687, AN ACT TO AMEND THE SUPPLEMENTAL RETIREMENT FUND FOR FULL-TIME PAID FIREFIGHTERS IN THE CITY OF HICKORY.

H.B. 178, AN ACT TO AUTHORIZE THE TOWN OF JONESVILLE TO CHARGE A FEE NOT TO EXCEED FIVE DOLLARS FOR UNCERTIFIED COPIES OF POLICE INCIDENT OR ACCIDENT REPORTS AND TO AUTHORIZE THE TOWN TO GIVE ANNUAL NOTICE OF VIOLATION TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE.

CHAPTERED BILL

The following bill is properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 462, AN ACT TO ALLOW THE TOWNS OF CHADBOURN AND MOUNT GILEAD, AND MONTGOMERY COUNTY, TO COLLECT UTILITY BILLS AS IF THEY WERE TAXES DUE THEM, AND TO ALLOW DARE COUNTY TO CREATE SPECIAL TAX DISTRICTS TO UNDERGROUND ELECTRIC UTILITY LINES. (S.L. 1999-127)

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair pursuant to Rule 36(b)(2), **S.B. 812,** A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT A FOOD OR RETAIL BUSINESS THAT HOLDS AN ABC PERMIT AND IS LOCATED IN AN URBAN REDEVELOPMENT AREA SHALL NOT HAVE ALCOHOLIC BEVERAGE SALES IN EXCESS OF FIFTY PERCENT OF THE BUSINESS'S TOTAL ANNUAL SALES, is withdrawn from the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Senate Committee Substitute for **H.B. 275,** A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A ZERO UNEMPLOYMENT INSURANCE TAX RATE FOR MORE EMPLOYERS WITH POSITIVE

EXPERIENCE RATINGS, is returned for concurrence in Senate committee substitute bill and referred to the Committee on Finance.

Upon concurrence, the Senate committee substitute changes the title.

CALENDAR

Action is taken on the following:

On motion of Representative Culpepper, and without objection, Rule 5(10) is suspended and **H.J.R. 1251**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF KENNETH R. WILLIAMS, ONE OF WINSTON-SALEM'S MOST PROMINENT CITIZENS, is moved up on today's Calendar.

Pursuant to Rule 36(b), the resolution appears on today's Calendar.

The resolution passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

SPECIAL ORDER OF BUSINESS

Committee Substitute for **H.B. 168**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.

Representative Yongue offers Amendment No. 1 which is adopted by electronic vote (89-23).

Representative Allred requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (90-23).

Representative Buchanan offers Amendment No. 2.

Representative Capps inquires if the amendment is in order. The Chair rules that the amendment is in order.

Amendment No. 2 fails of adoption by electronic vote (18-89).

Representative Jeffus offers Amendment No. 3 which is adopted by electronic vote (114-0).

Representative Ellis offers Amendment No. 4 which fails of adoption by electronic vote (42-72).

Representative Mosley offers Amendment No. 5 which is adopted by electronic vote (113-2).

Representative Ellis offers Amendment No. 6 which fails of adoption by electronic vote (43-72).

Representative Mosley offers Amendment No. 7 which fails of adoption by electronic vote (35-82).

Representative Ellis offers Amendment No. 8 which fails of adoption by electronic vote (7-106).

Representative Crawford offers Amendment No. 9 which is adopted by electronic vote (63-52).

Representative Daughtry offers Amendment No. 10 which fails of adoption by electronic vote (50-52).

The Speaker is recorded as voting "no". The adjusted vote total is (50-53).

Representative Redwine offers Amendment No. 11 which is adopted by electronic vote (108-1).

Representative Clary offers Amendment No. 12 which is adopted by electronic vote (113-1).

Representative Owens offers Amendment No. 13 which is adopted by electronic vote (84-30).

Representative Daughtry offers Amendment No. 14 which is adopted by electronic vote (56-54).

Representative Brubaker offers Amendment No. 15 which is adopted by electronic vote (79-37).

Representative Michaux offers Amendment No. 16 which fails of adoption by electronic vote (54-63).

Representative Gardner offers Amendment No. 17.

On motion of the Chair, the amendment is temporarily displaced.

Representative Adams offers Amendment No. 18 which fails of adoption by electronic vote (35-78).

Representative Boyd-McIntyre requests and is granted permission to be recorded as voting "aye". The adjusted vote total is (36-78).

Amendment No. 17, which was temporarily displaced, is before the Body.

REPRESENTATIVE HACKNEY, SPEAKER PRO TEMPORE, PRESIDING.

Amendment No. 17 fails of adoption by electronic vote (35-73).

Representative Allred offers Amendment No. 19.

On motion of Representative Allred, Amendment No. 19 is temporarily displaced.

Representative Morris offers Amendment No. 20.

On motion of Representative Morris, Amendment No. 20 is temporarily displaced.

Representative Blue offers Amendment No. 21.

SPEAKER BLACK PRESIDING.

Amendment No. 21 is adopted by electronic vote (63-52).

Representative Baddour requests and is granted permission to change his vote from "aye" to "no". The adjusted vote total is (62-53).

Amendment No. 20, which was temporarily displaced, is before the Body.

On motion of Representative Morris, Amendment No. 20 is temporarily displaced.

Representative Justus offers Amendment No. 22 which is adopted by electronic vote (96-13).

Representative Wright offers Amendment No. 23 which is adopted by electronic vote (58-57).

Amendment No. 20, which was temporarily displaced, is before the Body.

Representative Morris withdraws Amendment No. 20.

Representative Morris offers Amendment No. 24 which is adopted by electronic vote (60-52).

Amendment No. 19, which was temporarily displaced, is before the Body.

Representative Allred withdraws Amendment No. 19.

Representative Allred offers Amendment No. 25 which fails of adoption by electronic vote (35-74).

Representative Berry offers Amendment No. 26 which fails of adoption by electronic vote (41-74).

Representative Michaux offers Amendment No. 27 which fails of adoption by electronic vote (46-68).

Representative Allred offers Amendment No. 28 which fails of adoption by electronic vote (41-72).

Representative Blue offers Amendment No. 29 which is adopted by electronic vote (82-34).

Representative Ellis offers Amendment No. 30 which fails of adoption by electronic vote (26-91).

The bill, as amended, passes its second reading by electronic vote (113-4).

Representatives Horn and Morgan request and are granted permission to be recorded as voting "aye". The adjusted vote total is (115-4).

On motion of the Chair, the House recesses at 8:40 p.m.

RECESS

The House reconvenes pursuant to recess and is called to order by the Speaker.

On motion of Representative Culpepper, Rule 1 is suspended, by electronic vote (109-3), in order that the House might remain in session past 9:00 p.m.

CALENDAR (continued)

Committee Substitute for **H.B. 168**, A BILL TO BE ENTITLED AN ACT TO APPROPRIATE FUNDS FOR CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES, is before the Body.

Representative Howard offers Amendment No. 31.

REPRESENTATIVE HACKNEY, SPEAKER PRO TEMPORE, PRESIDING.

Amendment No. 31 fails of adoption by electronic vote (55-59).

SPEAKER BLACK PRESIDING.

Representative Adams offers Amendment No. 32 which fails of adoption by electronic vote (52-64).

Representative Blue offers Amendment No. 33 which fails of adoption by electronic vote (38-72).

Representative Daughtry offers Amendment No. 34 which fails of adoption by electronic vote (49-68).

Representative Justus offers Amendment No. 35 which is adopted by electronic vote (68-46).

Representative Gardner offers Amendment No. 36 which is adopted by electronic vote (111-7).

Representative Pope offers Amendment No. 37 which is adopted by electronic vote (117-0).

Representative Berry offers Amendment No. 38 which fails of adoption by electronic vote (14-103).

Representative Carpenter offers Amendment No. 39 which fails of adoption by electronic vote (34-81).

Representative Michaux offers Amendment No. 40 which fails of adoption by electronic vote (30-86).

Representative Howard offers Amendment No. 41 which fails of adoption by electronic vote (49-66).

The bill, as amended, passes its third reading, by electronic vote (111-8), and is ordered engrossed and sent to the Senate by Special Message.

On motion of Representative Culpepper, seconded by Representative Hill, the House adjourns at 12:29 a.m. to reconvene June 3 at 12:30 a.m.

SEVENTY-FIFTH DAY

HOUSE OF REPRESENTATIVES

Thursday, June 3, 1999

The House meets at 12:30 a.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Representative Moore.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 2 has been examined and found correct. Upon his motion, the Journal is approved as written.

A leave of absence is granted Representative Ramsey for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 347, AN ACT TO REQUIRE HEALTH BENEFIT PLANS TO COVER NONFORMULARY DRUGS AND DEVICES WHEN MEDICALLY NECESSARY.

H.B. 219, AN ACT TO AMEND CHAPTERS 54B AND 54C OF THE GENERAL STATUTES TO MAKE TECHNICAL CHANGES TO THE LAW GOVERNING STATE-CHARTERED SAVINGS AND LOAN ASSOCIATIONS AND SAVINGS BANKS AND TO INCREASE THE PERMITTED PERCENTAGE OF COMMERCIAL LOANS.

The following resolution is properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.J.R. 1251, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF KENNETH R. WILLIAMS, ONE OF WINSTON-SALEM'S MOST PROMINENT CITIZENS. (RESOLUTION 11)

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State

S.B. 687, AN ACT TO AMEND THE SUPPLEMENTAL RETIREMENT FUND FOR FULL-TIME PAID FIREFIGHTERS IN THE CITY OF HICKORY. (S.L.1999-128)

H.B. 178, AN ACT TO AUTHORIZE THE TOWN OF JONESVILLE TO CHARGE A FEE NOT TO EXCEED FIVE DOLLARS FOR UNCERTIFIED COPIES OF POLICE INCIDENT OR ACCIDENT REPORTS AND TO AUTHORIZE THE TOWN TO GIVE ANNUAL NOTICE OF VIOLATION TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE. (S.L. 1999-129)

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Sutton, House Committee Substitute for **S.B. 172**, A BILL TO BE ENTITLED AN ACT TO MAKE THE POSSESSION OF BLUE LIGHTS ILLEGAL, is withdrawn from the Calendar and placed on the Calendar of June 9.

On motion of Representative Culpepper, seconded by Representative Tolson, the House adjourns at 12:41 a.m. to reconvene Monday, June 7, 1999, at 7:00 p.m.

SEVENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES
Monday, June 7, 1999

The House meets at 7:00 p.m. pursuant to adjournment and is called to order by the Speaker.

Prayer is offered by Mr. Aaron Fussell, former member of the House of Representatives, 1979-1994.

The Speaker leads the Body in the Pledge of Allegiance.

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 3 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Adams, Boyd-McIntyre, Ellis, Kinney, McAllister, Mosley, Ramsey, and Wood for today. Representatives Luebke, Starnes, and Wainwright are excused for a portion of the session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 839, AN ACT TO AUTHORIZE THE COMMISSIONER OF INSURANCE TO REQUIRE INTERIM CLAIMS PAYMENTS TO PROVIDERS IN THE EVENT CLAIMS CANNOT BE TIMELY PROCESSED DUE TO YEAR 2000 COMPUTER PROBLEMS.

H.B. 495, AN ACT TO PROVIDE FOR THE ARBITRATION OF ALL ISSUES ARISING FROM A MARITAL SEPARATION OR DIVORCE, EXCEPT FOR THE DIVORCE ITSELF, UPON THE AGREEMENT OF ALL PARTIES; AND TO AMEND G.S. 1-567.57.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 474, AN ACT TO REDUCE THE MEMBERSHIP OF THE BERTIE COUNTY ABC BOARD FROM FIVE TO THREE MEMBERS AND TO ALLOW THE APPOINTMENT OF A NEW BERTIE COUNTY ABC BOARD.

H.B. 504, AN ACT RELATING TO THE ADOPTION OF PLANNING, ZONING, AND SUBDIVISION ORDINANCES IN CARTERET COUNTY.

H.B. 665, AN ACT TO MODIFY THE CURRITUCK COUNTY ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX.

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Braswell for the Committee on Judiciary II:

Committee Substitute for **S.B. 761**, A BILL TO BE ENTITLED AN ACT TO REFORM AND MODERNIZE THE ACKNOWLEDGMENT OF CORPORATE REAL PROPERTY INSTRUMENTS AND THE EXECUTION OF REAL PROPERTY INSTRUMENTS GENERALLY, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Sutton for the Committee on Judiciary III:

Committee Substitute for **S.B. 742**, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL FOR A SCHOOL TEACHER OR ADMINISTRATOR TO ENGAGE IN SEXUAL ACTS WITH A STUDENT, with a favorable report as to House committee substitute bill, which changes the title, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 964, A BILL TO BE ENTITLED AN ACT TO REVISE THE MUNICIPAL INCORPORATION PROCESS SO AS TO PROVIDE MORE SCRUTINY, with a favorable report as to committee substitute bill, unfavorable as to original bill, and recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

S.B. 385, A BILL TO BE ENTITLED AN ACT TO ALLOW THE MOORE COUNTY BOARD OF EDUCATION TO PERMIT THE USE OF PUBLIC SCHOOL ACTIVITY BUSES TO SERVE THE TRANSPORTATION NEEDS OF THE U. S. OPEN GOLF TOURNAMENT, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

S.B. 927, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES NECESSITATED BY CHANGES IN FEDERAL LAW TO THE GENERAL STATUTES CONCERNING SERVICES FOR THE BLIND AND TO MAKE TECHNICAL CHANGES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

House Committee Substitute No. 1 for **S.B. 59,** A BILL TO BE ENTITLED AN ACT TO AMEND THE PHARMACY PRACTICE ACT TO PERMIT CERTAIN NONPROFIT CORPORATIONS TO OPERATE MOBILE PHARMACIES AND TO ALLOW SUCH PHARMACIES TO REGISTER ANNUALLY WITH THE BOARD OF PHARMACY, with a favorable report as to House Committee Substitute Bill No. 2, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Culpepper for the Committee on Rules, Calendar, and Operations of the House:

H.J.R. 150, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF L.W. LOCKE, FORMER MEMBER OF THE GENERAL ASSEMBLY, with a favorable report.

Pursuant to Rule 36(b), the resolution is placed on the Calendar.

ADDENDA TO COMMITTEE ASSIGNMENTS

The Speaker makes the following committee appointments:

SELECT COMMITTEE ON THE TOBACCO SETTLEMENT: Add Representatives Fox, Buchanan, Clary, Davis, Holmes, Justus, Russell, C. Wilson, and Wood.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following is introduced, read the first time and referred to committee:

By Representatives Gray, Decker, Esposito, Oldham, Sexton, and Womble:

H.J.R. 1485, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF THOMAS H. DAVIS, is referred to the Committee on Rules, Calendar, and Operations of the House.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

Senate Committee Substitute for **H.B. 476**, A BILL TO BE ENTITLED AN ACT CONCERNING THE GRANT OF POWERS TO ELECTRIC MEMBERSHIP CORPORATIONS REGARDING SUBSIDIARY ORGANIZATIONS, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of June 8.

The Speaker rules the Senate committee substitute to be material, thus constituting its first reading.

SPECIAL MESSAGE FROM THE SENATE

1999 GENERAL ASSEMBLY

Senate Chamber

June 3, 1999

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives with the information that the Senate fails to concur in the House Committee Substitute No. 2 for **S.B. 249**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE MORATORIUM ON ISSUING SHELLFISH CULTIVATION LEASES IN CORE SOUND, TO REQUIRE THE DIVISION OF MARINE FISHERIES AND THE PRIMARY INVESTIGATOR TO REPORT THE RESULTS OF THE SHELLFISH MAPPING AND HUMAN USE MAPPING OF CORE SOUND TO THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE AND THE MARINE FISHERIES COMMISSION, TO AUTHORIZE RATHER THAN REQUIRE THE SECRETARY OF ENVIRONMENT AND NATURAL RESOURCES TO REQUIRE FISHERIES LICENSE AGENTS TO POST BONDS, TO ESTABLISH AN INTERIM CRAB LICENSE, AND TO CLARIFY THAT THE LAWFUL TAKING OF MARINE AND ESTUARINE RESOURCES UNDER THE

JURISDICTION OF THE MARINE FISHERIES COMMISSION OR AS AUTHORIZED BY A FEDERAL LAW, REGULATION, OR FISHERY MANAGEMENT PLAN IS EXEMPT FROM THE CRUELTY TO ANIMALS STATUTE, and requests conferees. The President Pro Tempore appoints:

Senator Albertson, Chair
Senator Ballantine
Senator Jordan
Senator Perdue

On the part of the Senate to confer with a like committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/ Janet B. Pruitt
Principal Clerk

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 277**, A BILL TO BE ENTITLED AN ACT AMENDING THE EMPLOYMENT SECURITY LAWS TO PROVIDE THAT AN INDIVIDUAL MAY NOT BE DISQUALIFIED FOR UNEMPLOYMENT INSURANCE BENEFITS WHEN THE INDIVIDUAL'S INABILITY TO ACCEPT BONA FIDE PERMANENT EMPLOYMENT DURING A PARTICULAR SHIFT WOULD RESULT IN AN UNDUE FAMILY HARDSHIP AND TO PROVIDE THAT AN INDIVIDUAL MAY NOT BE DISQUALIFIED FOR UNEMPLOYMENT INSURANCE BENEFITS WHEN THE INDIVIDUAL'S DISCHARGE IS SOLELY DUE TO AN INABILITY TO ACCEPT WORK DURING A PARTICULAR SHIFT AS THE RESULT OF AN UNDUE FAMILY HARDSHIP, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of June 8.

H.B. 520, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF FLAT ROCK TO BUILD A FACILITY FOR A PUBLIC ENTERPRISE AND THEN CONVEY IT TO THE TOWN OF HENDERSONVILLE WITHOUT OPERATING IT, is returned for concurrence in Senate amendment and placed on the Calendar of June 8.

Upon concurrence, the Senate amendment changes the title.

Senate Committee Substitute for **H.B. 615**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF ELIZABETH CITY TO REGULATE THE OPERATION OF VESSELS WITHIN THE CITY, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of June 8.

Upon concurrence, the Senate committee substitute bill changes the title.

Senate Committee Substitute for **H.B. 852**, A BILL TO BE ENTITLED AN ACT CONCERNING ANNEXATION OF NONCONTIGUOUS AREAS BY THE CITY OF HICKORY AND ANNEXATION OF CERTAIN DESCRIBED PROPERTY BY THE TOWN OF MOCKSVILLE, is returned for concurrence in Senate committee substitute bill and referred to the Committee on Rules, Calendar, and Operations of the House.

The Speaker rules the Senate committee substitute to be material, thus constituting its first reading.

Upon concurrence, the Senate committee substitute changes the title.

Senate Committee Substitute for **H.B. 980**, A BILL TO BE ENTITLED AN ACT TO ALLOW JUDICIAL DISCRETION IN DETERMINING THE AMOUNT OF SUBROGATION OF EMPLOYERS' LIENS IN ACTIONS AGAINST THIRD PARTIES UNDER THE WORKERS' COMPENSATION ACT, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of June 8.

Senate Committee Substitute for **H.B. 991**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LIABILITY, UNINSURED, AND UNDERINSURED COVERAGE IS NOT REDUCED BY RECEIPT OF SUBROGATED WORKERS' COMPENSATION BENEFITS, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of June 8.

NOTICE GIVEN TO PLACE BILL ON CALENDAR

Representative Culpepper gives notice, pursuant to Rule 36(b), and places **H.J.R. 150**, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF L.W. LOCKE, FORMER MEMBER OF THE GENERAL ASSEMBLY, on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (102-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered sent to the Senate by Special Message.

SPECIAL MESSAGE FROM THE SENATE

The following special message is received from the Senate:

S.J.R. 464, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WADE BOSTIC MATHENY, FORMER MEMBER OF THE GENERAL ASSEMBLY.

On motion of Representative Culpepper, Rule 41(a) is suspended and the resolution is placed on the Calendar for immediate consideration.

The resolution passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The resolution passes its third reading and is ordered enrolled.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 262**, A BILL TO BE ENTITLED AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO CUSTODY OF ABUSED, NEGLECTED, OR DEPENDENT JUVENILES IN THE CUSTODY OR AUTHORITY OF THE COUNTY DEPARTMENTS OF SOCIAL SERVICES.

On motion of Representative Culpepper, the House concurs in the Senate committee substitute bill, by electronic vote (106-0), and the bill is ordered enrolled and presented to the Governor.

Committee Substitute for **H.B. 764**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE TOWN OF MOORESVILLE TO LEVY AN ADDITIONAL ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Allen, Arnold, Baddour, Barefoot, Blue, Bonner, Bowie, Braswell, Bridgeman, Brown, Buchanan, Cansler, Carpenter, Church, Clary, Cole, Crawford, Culp,

Culpepper, Cunningham, Dedmon, Dockham, Earle, Easterling, Edwards, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hensley, Hiatt, Hill, Horn, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Nesbitt, Nye, Oldham, Owens, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 90.

Voting in the negative: Representatives Allred, Baker, Brubaker, Capps, Cox, Daughtry, Davis, Decker, Eddins, Howard, McComas, Pope, and Smith - 13.

Excused absences: Representatives Adams, Boyd-McIntyre, Ellis, Kinney, McAllister, Mosley, Ramsey, and Wood - 8.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 474**, A BILL TO BE ENTITLED AN ACT TO MODIFY THE DISTRIBUTION OF THE PROFITS FROM THE HENDERSONVILLE LOCAL ALCOHOLIC BEVERAGE CONTROL SYSTEM, passes its second reading, by electronic vote (103-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **H.B. 1090**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE AN INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS SPECIAL REGISTRATION PLATE, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Allen, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hiatt, Hill, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes,

Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 103.

Voting in the negative: Representatives Davis and Hensley - 2.

Excused absences: Representatives Adams, Boyd-McIntyre, Ellis, Kinney, McAllister, Mosley, Ramsey, and Wood - 8.

H.B. 1134, A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE HORACE WILLIAMS CAMPUS TRUST FUND, TO AUTHORIZE THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO ISSUE REVENUE BONDS FOR THE DEVELOPMENT OF THE HORACE WILLIAMS CAMPUS, TO EXEMPT THE HORACE WILLIAMS CAMPUS FROM THE UMSTEAD ACT, AND TO MAKE VARIOUS CONFORMING CHANGES, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Alexander, Allen, Allred, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Miller, Miner, Mitchell, Moore, Morgan, Morris, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 102.

Voting in the negative: Representatives Arnold and Davis - 2.

Excused absences: Representatives Adams, Boyd-McIntyre, Ellis, Kinney, McAllister, Mosley, Ramsey, and Wood - 8.

Committee Substitute No. 2 for **H.B. 1095**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA MEDICAL BOARD AND THE BOARD OF PHARMACY TO ADOPT RULES TO APPROVE CLINICAL PHARMACIST PRACTITIONERS TO PRACTICE DRUG THERAPY MANAGEMENT PURSUANT TO A DRUG THERAPY MANAGEMENT AGREEMENT, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Esposito, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kiser, Luebke, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Teague, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 107.

Voting in the negative: None.

Excused absences: Representatives Adams, Boyd-McIntyre, Ellis, Kinney, McAllister, Mosley, Ramsey, and Wood - 8.

House Committee Substitute for **S.B. 1096**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY FOR A SCHOOL EMPLOYEE TO POSSESS A FIREARM ON EDUCATIONAL PROPERTY AND TO MAKE IT A FELONY FOR A STUDENT OR SCHOOL EMPLOYEE TO HAVE A FIREARM AT A CURRICULAR OR EXTRACURRICULAR ACTIVITY SPONSORED BY THE SCHOOL.

Representative Capps offers Amendment No. 4 which fails of adoption by electronic vote (14-90).

Representative McComas offers Amendment No. 5.

On motion of Representative McComas and without objection, the bill, with Amendment No. 5 pending, is temporarily displaced.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 867**, A BILL TO BE ENTITLED AN ACT AMENDING CERTAIN PROVISIONS OF THE REAL ESTATE LICENSE LAW.

Representative Hackney offers Amendment No. 1 which is adopted by electronic vote (106-0).

The bill, as amended, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 1068**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE LOCAL LAW ENFORCEMENT AGENCIES TO ACCESS THE CRIMINAL INFORMATION NETWORK TO RUN CRIMINAL BACKGROUND CHECKS ON VOLUNTEERS FOR THE MCGRUFF HOUSES PROGRAM.

Representative Hurley offers Amendment No. 1 which is adopted by electronic vote (105-0).

The bill, as amended, passes its second reading, by electronic vote (103-0), and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 789**, A BILL TO BE ENTITLED AN ACT TO MAKE CERTAIN CHANGES TO THE NOTICE TO BE GIVEN UPON THE MERGER OF OR UPON THE SALE, LEASE, OR EXCHANGE OF THE ASSETS OF A CHARITABLE OR RELIGIOUS NONPROFIT CORPORATION UNDER THE NONPROFIT CORPORATION ACT, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 921, A BILL TO BE ENTITLED AN ACT TO ALLOW JUDGMENT BY DEFAULT TO BE ENTERED BY THE JUDGE WITHOUT A HEARING SUBJECT TO CERTAIN CONDITIONS, passes its second reading, by electronic vote (102-4), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 1122**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW TO ALLOW COUNTIES TO REDUCE CERTAIN COUNTY APPROPRIATIONS AND EXPENDITURES FOR AREA MENTAL HEALTH AUTHORITIES FOR FUTURE FISCAL YEARS, passes its second reading, by electronic vote (105-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 660**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW GOVERNING LIMITED LIABILITY COMPANIES TO CLARIFY CERTAIN DEFINITIONS OF TERMS, TO PROVIDE MORE FLEXIBILITY WITH REGARD TO ORGANIZERS, TO CLARIFY THAT THE FILING OF THE ARTICLES OF ORGANIZATION IS CONCLUSIVE EVIDENCE OF THE FORMATION OF A COMPANY, TO REVISE THE CIRCUMSTANCES AND RESTRICTIONS REGARDING FORMATION OF A COMPANY, TO PROVIDE FOR THE INDEXING OF REAL ESTATE RECORDS TO REFLECT MERGERS AND CONVERSIONS OF BUSINESS ENTITIES, TO ALLOW ALTERNATIVE MANAGEMENT STRUCTURES, TO PROVIDE FOR WITHDRAWAL FROM A COMPANY ONLY AS PERMITTED BY THE ARTICLES OF ORGANIZATION OR WRITTEN OPERATING AGREEMENT, TO REVISE THE PERMITTED GROUNDS FOR DISSOLUTION, AND TO CLARIFY THAT A COMPANY MAY ENGAGE IN A BUSINESS UNDER AN ASSUMED NAME, passes its second reading, by electronic vote (105-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 1159**, A BILL TO BE ENTITLED AN ACT TO EXPAND THE CIRCUMSTANCES UNDER WHICH THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES MAY ALLOW THE USE OF LAND-USE RESTRICTIONS

TO PROTECT PUBLIC HEALTH AT CONTAMINATED SITES, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 885, A BILL TO BE ENTITLED AN ACT CLARIFYING THE AUTHORITY OF THE STATE AUDITOR TO EXAMINE STATE EMPLOYEE PERSONNEL RECORDS, passes its second reading, by electronic vote (104-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

House Committee Substitute for **S.B. 1096**, A BILL TO BE ENTITLED AN ACT TO MAKE IT A FELONY FOR A SCHOOL EMPLOYEE TO POSSESS A FIREARM ON EDUCATIONAL PROPERTY AND TO MAKE IT A FELONY FOR A STUDENT OR SCHOOL EMPLOYEE TO HAVE A FIREARM AT A CURRICULAR OR EXTRACURRICULAR ACTIVITY SPONSORED BY THE SCHOOL, which was temporarily displaced with Amendment No. 5 pending, is before the Body.

Representative McComas withdraws Amendment No. 5.

The bill, as amended, passes its third reading, by electronic vote (92-10), and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

INTRODUCTION OF PAGES

Pages for the week of June 7 are introduced to the membership. They are: Alan Balog of Alamance; Milton Dwight Barnette, III of Pitt; Edwina Blackwell of Orange; Kelly Britt of Cumberland; Brianne Carter of Wake; Chris Dawson of Wake; Robert DeBruhl of Graham; John Derrick of Wake; Tyler Fuquay of Pitt; Meghan Hess of Cumberland; Jordan Isenhour of Catawba; Warren Jackson of Wake; Brian Koontz of Transylvania; Kristin Livingston of Caldwell; Kimberly McLaurin of Scotland; William Milligan of Brunswick; Paul Mobley of Wake; Philip Montague of Wake; Melanie Morris of Wake; Jamil Muhaimin of Wake; April Pridgen of Columbus; Amelia Robinson of Wake; Janet Robinson of Durham; Lindsay Sauls of Pitt;

Alicia Stokes of Davidson; Benjamin Whisenant of Caldwell; Robert H. Wilmoth of Wake; and Benjamin Wooten of Rowan.

On motion of Representative Culpepper, seconded by Representative Bowie, the House adjourns at 8:59 p.m., in memory of Kenneth C. Royall, Jr., former member of the General Assembly, to reconvene June 8 at 4:30 p.m.

SEVENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, June 8, 1999

The House meets at 4:30 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"Eternal God, we give You thanks for the constancy of Your love. You have named us as Your creation and claimed us as Your children. You go with us wherever we travel and You are never far from us in all that we do. You know us intimately and call to us without ceasing. Even when we are far from the people You call us to be, You acknowledge us before the heavenly hosts, and willingly welcome us back into Your loving embrace.

"Forgive us, O God, for our failure to be as consistent in our relationship with You. Forgive us when we distance ourselves from You and Your intentions when it is politically expedient. Forgive us for allowing our words, our actions, and even our votes to deviate from our confession of faith.

"O Lord, true justice and lasting peace can only come from You. Give us strength to hold fast to our faith and vote the dictates of the conscience You have given to us. Make our work pleasing in Your sight. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 7 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Arnold, Ramsey, Teague, and Wood for today. Representative Wainwright is excused for a portion of the session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 660, AN ACT TO AMEND THE LAW GOVERNING LIMITED LIABILITY COMPANIES TO CLARIFY CERTAIN DEFINITIONS OF TERMS, TO PROVIDE MORE FLEXIBILITY WITH REGARD TO ORGANIZERS, TO CLARIFY THAT THE FILING OF THE ARTICLES OF ORGANIZATION IS CONCLUSIVE EVIDENCE OF THE FORMATION OF A COMPANY, TO REVISE THE CIRCUMSTANCES AND RESTRICTIONS REGARDING FORMATION OF A COMPANY, TO PROVIDE FOR THE INDEXING OF REAL ESTATE RECORDS TO REFLECT MERGERS AND CONVERSIONS OF BUSINESS ENTITIES, TO ALLOW ALTERNATIVE MANAGEMENT STRUCTURES, TO PROVIDE FOR WITHDRAWAL FROM A COMPANY ONLY AS PERMITTED BY THE ARTICLES OF ORGANIZATION OR WRITTEN OPERATING AGREEMENT, TO REVISE THE PERMITTED GROUNDS FOR DISSOLUTION, AND TO CLARIFY THAT A COMPANY MAY ENGAGE IN A BUSINESS UNDER AN ASSUMED NAME.

S.B. 885, AN ACT CLARIFYING THE AUTHORITY OF THE STATE AUDITOR TO EXAMINE STATE EMPLOYEE PERSONNEL RECORDS.

S.B. 921, AN ACT TO ALLOW JUDGMENT BY DEFAULT TO BE ENTERED BY THE JUDGE WITHOUT A HEARING SUBJECT TO CERTAIN CONDITIONS.

H.B. 262, AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO CUSTODY OF ABUSED, NEGLECTED, OR DEPENDENT JUVENILES IN THE CUSTODY OR AUTHORITY OF THE COUNTY DEPARTMENTS OF SOCIAL SERVICES.

The following bill and resolutions are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.J.R. 464, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WADE BOSTIC MATHENY, FORMER MEMBER OF THE GENERAL ASSEMBLY. (RESOLUTION 12)

H.J.R. 150, A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF L.W. LOCKE, FORMER MEMBER OF THE GENERAL ASSEMBLY. (RESOLUTION 13)

H.B. 728, AN ACT AUTHORIZING THE CITY OF GREENVILLE TO REQUIRE FIRE ALARM SYSTEMS IN FRATERNITY AND SORORITY HOUSES WITHIN THE CITY AND THE CITY'S EXTRATERRITORIAL PLANNING JURISDICTION.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 287, AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE GENERAL STATUTES REGARDING CHILD CARE, TO REPEAL SECTION 4(B) OF S.L. 1997-506, AND TO MAKE CHANGES REGARDING THE TRAINING MATERIALS THAT MAY BE USED BY CHILD CARE FACILITIES. (S.L. 1999-130)

S.B. 1021, AN ACT CONCERNING THE ADMISSIBILITY INTO EVIDENCE OF PUBLIC OR PRIVATE RECORDS MAINTAINED ON PERMANENT, NONERASABLE, MACHINE-READABLE MEDIA AND RELATING TO THE MAINTENANCE AND PRESERVATION OF PUBLIC RECORDS USING THOSE MEDIA. (S.L. 1999-131)

H.B. 296, AN ACT TO REPEAL OBSOLETE OR UNNECESSARY LAWS AND MAKE TECHNICAL AND CLARIFYING AMENDMENTS AND CORRECTIONS IN VARIOUS INSURANCE STATUTES. (S.L. 1999-132)

S.B. 525, AN ACT TO ALLOW NON-UNITED STATES CITIZENS TO SERVE AS PERSONAL REPRESENTATIVES IN THE ADMINISTRATION OF ESTATES. (S.L. 1999-133)

H.B. 1119, AN ACT TO ENSURE THAT HEALTH BENEFIT PLANS IN NORTH CAROLINA PROVIDE COVERAGE FOR ANESTHESIA AND HOSPITAL CHARGES IN CERTAIN CASES INVOLVING YOUNG CHILDREN, PERSONS WITH SERIOUS MENTAL OR PHYSICAL CONDITIONS, AND PERSONS WITH SIGNIFICANT BEHAVIORAL PROBLEMS, WHERE THE AGE OR

CONDITION OR PROBLEM REQUIRES HOSPITALIZATION OR GENERAL ANESTHESIA IN ORDER TO SAFELY AND EFFECTIVELY PERFORM DENTAL PROCEDURES ON THE PATIENT INVOLVED. (S.L. 1999-134)

H.B. 944, AN ACT TO EXTEND THE MORATORIUM ON APPROVAL OF ADDITIONAL ADULT CARE HOME BEDS TO SEPTEMBER 30, 2000. (S.L. 1999-135)

S.B. 620, AN ACT TO ALLOW PROFESSIONAL CORPORATIONS TO BE FORMED BETWEEN ANY PHYSICIAN AND CERTAIN NURSING SPECIALISTS, SOCIAL WORKERS, AND COUNSELORS. (S.L. 1999-136)

H.B. 226, AN ACT TO REQUIRE THAT A NOTICE OF FORECLOSURE HEARING INCLUDE ADDITIONAL INFORMATION, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION. (S.L. 1999-137)

S.B. 775, AN ACT TO AUTHORIZE EXPRESSLY THE APPOINTMENT OF MULTIPLE PROXIES BY ELECTRONIC OR TELEPHONIC COMMUNICATION. (S.L. 1999-138)

S.B. 774, AN ACT TO AUTHORIZE THE APPOINTMENT OF MULTIPLE PROXIES OF MEMBERS OF NONPROFIT CORPORATIONS BY ELECTRONIC OR TELEPHONIC COMMUNICATION. (S.L. 1999-139)

H.B. 105, AN ACT TO CREATE THE BUTNER ADVISORY COUNCIL. (S.L. 1999-140)

S.B. 426, AN ACT TO LIMIT THE RIGHT OF SHAREHOLDERS OF SECURITIES DESIGNATED AS NATIONAL MARKET SYSTEM SECURITIES TO DISSENT FROM, OR OBTAIN PAYMENT AS A RESULT OF, CERTAIN CORPORATE ACTIONS AND TO MAKE OTHER CLARIFYING CHANGES TO THE LAW GOVERNING DISSENTERS' RIGHTS. (S.L. 1999-141)

H.B. 301, AN ACT TO AMEND THE EDUCATIONAL REQUIREMENTS FOR AUCTIONEERS, APPRENTICE AUCTIONEERS, AND PRINCIPALS IN AN AUCTION FIRM, TO ALLOW THE AUCTIONEERS COMMISSION TO ASSESS A CIVIL PENALTY IN CERTAIN CIRCUMSTANCES, TO INCREASE FEES, AND TO AUTHORIZE CRIMINAL HISTORY CHECKS FOR APPLICANTS FOR AN AUCTIONEER'S LICENSE. (S.L. 1999-142)

S.B. 1047, AN ACT TO PROHIBIT THE TAKING OF SHELLFISH WITHIN ONE HUNDRED FIFTY FEET OF A PUBLICLY OWNED PIER BENEATH WHICH THE DIVISION OF MARINE FISHERIES HAS DEPOSITED CULTCH MATERIAL. (S.L. 1999-143)

S.B. 1060, AN ACT TO PROVIDE TRUSTEES WITH ADDITIONAL AUTHORITY TO SEVER TRUSTS INTO SEPARATE TRUSTS CONSISTENT WITH THE BEST INTERESTS OF THE TRUST BENEFICIARIES. (S.L. 1999-144)

S.B. 329, AN ACT TO MAKE NORTH CAROLINA'S LAPSE STATUTE LESS RESTRICTIVE. (S.L. 1999-145)

H.B. 951, AN ACT REQUIRING THAT AT LEAST ONE PERSON WHO IS DIRECTLY ASSISTED BY A PUBLIC HOUSING AUTHORITY BE APPOINTED TO EACH HOUSING AUTHORITY COMMISSION AND REGIONAL HOUSING AUTHORITY COMMISSION IN THE STATE AND TO INCREASE THE MAXIMUM NUMBER OF MEMBERS THAT MAY BE APPOINTED TO A HOUSING AUTHORITY COMMISSION. (S.L. 1999-146)

S.B. 872, AN ACT TO AMEND THE NATURAL AND SCENIC RIVERS ACT OF 1971 TO REMOVE THE LIMIT ON THE AMOUNT OF ACREAGE THE STATE MAY ACQUIRE FOR INCLUSION IN THE NEW RIVER SCENIC RIVER AREA OF THE NORTH CAROLINA NATURAL AND SCENIC RIVERS SYSTEM. (S.L. 1999-147)

S.B. 773, AN ACT TO CLARIFY THE TIME FOR ACTION ON REMAND FOLLOWING COURT REVIEW OF ANNEXATIONS ORDINANCES. (S.L. 1999-148)

H.B. 259, AN ACT TO PROVIDE FOR THE LAPSE OF A HOME INSPECTOR'S LICENSE AND AN ASSOCIATE HOME INSPECTOR'S LICENSE UNDER CERTAIN CONDITIONS; TO ESTABLISH RECORD-KEEPING REQUIREMENTS FOR HOME INSPECTORS; AND TO AUTHORIZE THE HOME INSPECTOR LICENSURE BOARD TO ESTABLISH CONTINUING EDUCATION PROGRAMS AND CHARGE FEES FOR THOSE PROGRAMS. (S.L. 1999-149)

S.B. 1113, AN ACT RELATING TO EMPLOYER CONTACT WITH MEDICAL CARE PROVIDERS FOR CLAIMS UNDER THE WORKERS' COMPENSATION ACT. (S.L. 1999-150)

S.B. 483, AN ACT TO REVISE THE LAW GOVERNING THE LIMITATIONS OF SUCCESSORS AND ASSIGNEES OF FOREIGN

CORPORATIONS AND FOREIGN NONPROFIT CORPORATIONS TO FILE CAUSES OF ACTION OR PROCEEDINGS. (S.L. 1999-151)

S.B. 436, AN ACT TO RATIFY, APPROVE, CONFIRM, AND VALIDATE CERTAIN BOND REFERENDA OF UNITS OF LOCAL GOVERNMENT HELD IN CONNECTION WITH THE AUTHORIZATION OF BONDS OF THOSE UNITS. (S.L. 1999-152)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Hackney for the Committee on Judiciary I:

Senate Committee Substitute No. 3 for **H.B. 517,** A BILL TO BE ENTITLED AN ACT INCREASING THE CRIMINAL PENALTY FOR MAKING A BOMB THREAT OR PERPETRATING A HOAX BY PLACING A FALSE BOMB AT SCHOOL AND FOR BRINGING EXPLOSIVE DEVICES ON SCHOOL PROPERTY, MAKING PARENTS CIVILLY LIABLE FOR CHILDREN WHO MAKE THESE THREATS OR PERPETRATE THESE HOAXES, REQUIRING SCHOOLS TO SUSPEND FOR THREE HUNDRED SIXTY-FIVE DAYS STUDENTS WHO MAKE THESE THREATS OR PERPETRATE THESE HOAXES, PROVIDING FOR LOSS OF DRIVERS LICENSE PRIVILEGES BY CERTAIN PERSONS UNDER THE AGE OF EIGHTEEN FOR COMMITTING DESIGNATED ACTS, DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE ISSUE OF STUDENTS WHO MAKE OR CARRY OUT THREATS OF VIOLENCE DIRECTED AT SCHOOLS OR THE PERSONS IN THE SCHOOLS, AND DIRECTING THE STATE BOARD OF EDUCATION TO STUDY THE COMPUTATION OF DROPOUT RATES FOR THE ABCs PROGRAM, with recommendation that the House concur.

The bill is placed on the Calendar of June 9.

By Representative Baddour for the Committee on Judiciary IV:

S.B. 800, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE NORTH CAROLINA COURT OF APPEALS TO CONDUCT EN BANC PROCEEDINGS, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

Committee Substitute for **H.B. 1397**, A BILL TO BE ENTITLED AN ACT TO MAKE MORE MUNICIPALITIES ELIGIBLE FOR DEVELOPMENT ZONES, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

H.B. 1470, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS TO ENTER INTO AGREEMENTS WITH SPECIAL IMPAIRED DENTIST PEER REVIEW ORGANIZATIONS TO INCLUDE PROGRAMS FOR IMPAIRED DENTAL HYGIENISTS AND TO COLLECT FEES TO FUND SUCH PROGRAMS, with a favorable report as to committee substitute bill, which changes the title, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 414**, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA VETERINARY MEDICAL BOARD TO LICENSE VETERINARIANS WHO ARE LICENSED IN OTHER STATES BUT HAVE NOT COMPLETED THE CERTIFICATION PROGRAM FOR FOREIGN VETERINARY GRADUATES, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of June 9.

Senate Committee Substitute for **H.B. 714**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DIRECT PAYMENT OF CERTIFIED SUBSTANCE ABUSE PROFESSIONALS UNDER HEALTH INSURANCE POLICIES AND PLANS, is returned for concurrence in Senate committee substitute bill and placed on the Calendar of June 9.

H.B. 899, A BILL TO BE ENTITLED AN ACT AMENDING CERTAIN REQUIREMENTS FOR LICENSURE OF REAL ESTATE BROKERS AND SALESMEN, is returned for concurrence in Senate amendment and placed on the Calendar of June 9.

H.B. 972, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST AND EXPENSES OF TRANSPORTING A RESPONDENT IN AN INVOLUNTARY COMMITMENT PROCEEDING MAY BE RECOVERED FROM THE RESPONDENT'S COUNTY OF RESIDENCE, is returned for concurrence in Senate amendment and placed on the Calendar of June 9.

CALENDAR

Action is taken on the following:

Committee Substitute for **H.B. 520**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE TOWN OF FLAT ROCK TO BUILD A FACILITY FOR A PUBLIC ENTERPRISE AND THEN CONVEY IT TO THE TOWN OF HENDERSONVILLE WITHOUT OPERATING IT.

On motion of Representative Justus, the House concurs in the Senate amendment, which changes the title, by electronic vote (111-0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 615**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE CITY OF ELIZABETH CITY TO REGULATE THE SPEED OF VESSELS WITHIN THE CITY.

On motion of Representative Owens, the House concurs in the Senate committee substitute bill, which changes the title, by electronic vote (112-0), and the bill is ordered enrolled.

Senate Committee Substitute for **H.B. 476**, A BILL TO BE ENTITLED AN ACT CONCERNING THE GRANT OF POWERS TO ELECTRIC MEMBERSHIP CORPORATIONS REGARDING SUBSIDIARY ORGANIZATIONS.

Representative Tolson moves that the House concur in the material Senate committee substitute bill.

Representative Miller moves, pursuant to Rule 43.3, that the bill be withdrawn from the Calendar and re-referred to the Committee on Finance. The motion fails by electronic vote (32-81).

The House concurs in the material Senate committee substitute on its second roll call reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner,

Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Cox, Culp, Culpepper, Cunningham, Davis, Dedmon, Dockham, Earle, Easterling, Edwards, Ellis, Gibson, Gillespie, Goodwin, Grady, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McCrary, McLawhorn, Melton, Michaux, Mitchell, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Preston, Redwine, Rogers, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Thomas, Thompson, Tolson, Tucker, Wainwright, Warner, Warren, Warwick, G. Wilson, Womble, Wright, and Yongue - 84.

Voting in the negative: Representatives Allred, Bowie, Boyd-McIntyre, Church, Clary, Cole, Crawford, Creech, Daughtry, Decker, Eddins, Esposito, Fitch, Fox, Gardner, Gray, Gulley, Holmes, Howard, McAllister, McComas, McCombs, McMahan, Miller, Miner, Morgan, Pope, Rayfield, Russell, Walend, and C. Wilson - 31.

Excused absences: Representatives Arnold, Ramsey, Teague, and Wood - 4.

Senate Committee Substitute for **H.B. 277**, A BILL TO BE ENTITLED AN ACT AMENDING THE EMPLOYMENT SECURITY LAWS TO PROVIDE THAT AN INDIVIDUAL MAY NOT BE DISQUALIFIED FOR UNEMPLOYMENT INSURANCE BENEFITS WHEN THE INDIVIDUAL'S INABILITY TO ACCEPT BONA FIDE PERMANENT EMPLOYMENT DURING A PARTICULAR SHIFT WOULD RESULT IN AN UNDUE FAMILY HARDSHIP AND TO PROVIDE THAT AN INDIVIDUAL MAY NOT BE DISQUALIFIED FOR UNEMPLOYMENT INSURANCE BENEFITS WHEN THE INDIVIDUAL'S DISCHARGE IS SOLELY DUE TO AN INABILITY TO ACCEPT WORK DURING A PARTICULAR SHIFT AS THE RESULT OF AN UNDUE FAMILY HARDSHIP.

On motion of Representative Redwine, the House concurs in the Senate committee substitute bill, by electronic vote (108-6), and the bill is ordered enrolled and presented to the Governor.

Senate Committee Substitute for **H.B. 980**, A BILL TO BE ENTITLED AN ACT TO ALLOW JUDICIAL DISCRETION IN DETERMINING THE AMOUNT OF SUBROGATION OF EMPLOYERS' LIENS IN ACTIONS AGAINST THIRD PARTIES UNDER THE WORKERS' COMPENSATION ACT.

On motion of Representative Baddour, the House concurs in the Senate committee substitute bill, by electronic vote (114-0), and the bill is ordered enrolled and presented to the Governor.

Senate Committee Substitute for **H.B. 991**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT LIABILITY, UNINSURED, AND UNDERINSURED COVERAGE IS NOT REDUCED BY RECEIPT OF SUBROGATED WORKERS' COMPENSATION BENEFITS.

On motion of Representative Baddour, the House concurs in the Senate committee substitute bill, by electronic vote (114-0), and the bill is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 314**, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF MINERAL SPRINGS, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 116.

Voting in the negative: None.

Excused absences: Representatives Arnold, Ramsey, Teague, and Wood - 4.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **H.B. 734**, A BILL TO BE ENTITLED AN ACT RELATING TO THE TOWN OF CHAPEL HILL, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Representatives Adams, Alexander, Allen, Allred, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 115.

Voting in the negative: None.

Excused absences: Representatives Arnold, Ramsey, Teague, and Wood - 4.

Committee Substitute No. 2 for **H.B. 1095**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE LICENSURE OF CLINICAL PHARMACIST PRACTITIONERS, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Tallent, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 113.

Voting in the negative: None.

Excused absences: Representatives Arnold, Ramsey, Teague, and Wood - 4.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **H.B. 1069**, A BILL TO BE ENTITLED AN ACT RECLASSIFYING CERTIFIED CLINICAL SOCIAL WORKERS AS LICENSED CLINICAL SOCIAL WORKERS AND REVISING THE FEES AND QUALIFICATIONS FOR CERTIFICATION AND LICENSURE OF SOCIAL WORKERS, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Hunter, Hurley, Jarrell, Jeffus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 110.

Voting in the negative: Representatives Allred, Creech, Howard, and Morgan - 4.

Excused absences: Representatives Arnold, Ramsey, Teague, and Wood - 4.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 622**, A BILL TO BE ENTITLED AN ACT TO IMPOSE ADDITIONAL FEES AND COSTS AND TO INCREASE EXISTING FEES COLLECTED UNDER THE NURSING HOME ADMINISTRATORS BOARD ACT, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Baddour, Baker, Barefoot, Berry, Blue, Bonner, Bowie, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Daughtry, Dedmon, Dockham, Earle, Easterling, Eddins, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Hunter, Hurley, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Redwine, Rogers, Russell, Saunders, Setzer, Sherrill, Smith, Starnes, Sutton, Tallent, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 105.

Voting in the negative: Representatives Allred, Creech, Davis, Decker, Howard, Rayfield, and Sexton - 7.

Excused absences: Representatives Arnold, Ramsey, Teague, and Wood - 4.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 389**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE 1998 CHANGE IN THE LAW GOVERNING THE FILING OF FINANCIAL REPORTS BY SMALL TOWN OR COUNTY MUTUALS, passes its second reading, by electronic vote (115-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

H.B. 1302, A BILL TO BE ENTITLED AN ACT TO EXEMPT FROM TAX MOTOR FUEL SOLD TO CHARTER SCHOOLS, passes its second reading, by electronic vote (111-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 325**, A BILL TO BE ENTITLED AN ACT TO MAKE CORRECTIONS AND CONFORMING CHANGES

RELATING TO TAXATION OF CONTINUING CARE RETIREMENT HOMES, passes its second reading, by electronic vote (114-1), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

Committee Substitute for **S.B. 293**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET FROM AN ACT PROVIDING FOR REIMBURSEMENT BY HEALTH INSURERS FOR SERVICES PROVIDED BY FEE-BASED PRACTICING PASTORAL COUNSELOR.

On motion of Representative Wainwright and without objection, the bill is temporarily displaced.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 878**, A BILL TO BE ENTITLED AN ACT TO ALLOW CERTAIN NONPROFIT WATER CORPORATIONS TO BE ELIGIBLE FOR REVOLVING LOANS AND GRANTS FROM THE DRINKING WATER TREATMENT REVOLVING LOAN FUND, passes its second reading, by electronic vote (110-2), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 1019, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF LAND SURVEYORS TO ENTER ON LAND.

REPRESENTATIVE HACKNEY, SPEAKER PRO TEMPORE, PRESIDING.

On motion of Representative Goodwin and without objection, the bill is postponed until June 9.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 685**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT TREATMENT OR SERVICES RENDERED BY PHYSICIAN ASSISTANTS SHALL BE REIMBURSABLE UNDER

THE STATE HEALTH PLAN AND OTHER HEALTH INSURANCE POLICIES UNDER CERTAIN CIRCUMSTANCES.

On motion of the Chair and without objection, the bill is temporarily displaced.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 756**, A BILL TO BE ENTITLED AN ACT TO INCREASE MANDATORY LIABILITY INSURANCE REQUIREMENTS FOR CERTAIN MOTOR VEHICLES AND TO MAKE CONFORMING CHANGES IN CHAPTER 58 OF THE GENERAL STATUTES.

Representative Redwine requests that he be excused from voting on this bill, under Rule 24.1A and this request is granted.

Representative Nesbitt offers Amendment No. 1 which is adopted by electronic vote (106-0).

The bill, as amended, passes its second reading, by electronic vote (101-8), and there being no objection is read a third time.

The bill, as amended, passes its third reading, by electronic vote (99-10), and is ordered engrossed and sent to the Senate for concurrence in House committee substitute.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Hurley and without objection, House Committee Substitute for **S.B. 685**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT TREATMENT OR SERVICES RENDERED BY PHYSICIAN ASSISTANTS SHALL BE REIMBURSABLE UNDER THE STATE HEALTH PLAN AND OTHER HEALTH INSURANCE POLICIES UNDER CERTAIN CIRCUMSTANCES, is withdrawn from the Calendar and placed on the Calendar of June 9.

CALENDAR (continued)

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 288**, A BILL TO BE ENTITLED AN ACT TO EXTEND NORTH CAROLINA'S "LONG ARM JURISDICTION" STATUTE TO INCLUDE SENDERS OF UNSOLICITED ELECTRONIC BULK MAIL AND TO MAKE THE SENDING OF

UNSOLICITED ELECTRONIC BULK MAIL UNLAWFUL IN THIS STATE, passes its second reading, by electronic vote (110-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Committee Substitute for **S.B. 293**, A BILL TO BE ENTITLED AN ACT TO REMOVE THE SUNSET FROM AN ACT PROVIDING FOR REIMBURSEMENT BY HEALTH INSURERS FOR SERVICES PROVIDED BY FEE-BASED PRACTICING PASTORAL COUNSELORS, which was temporarily displaced, is before the Body.

The bill passes its second reading, by electronic vote (105-3), and there being no objection is read a third time.

The bill passes its third reading and is ordered enrolled and presented to the Governor.

RE-REFERRAL

On motion of Representative Culpepper, pursuant to Rule 39.2 and without objection, **H.B. 623**, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAWS PERTAINING TO THE 38TH HOUSE DISTRICT, is withdrawn from the Committee on Rules, Calendar, and Operations of the House and re-referred to the Committee on Finance.

On motion of Representative Culpepper, seconded by Representative Ellis, the House adjourns at 6:32 p.m. to reconvene June 9 at 2:00 p.m.

SEVENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES
Wednesday, June 9, 1999

The House meets at 2:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Daniel Gray Martin, Senior Minister, United Methodist Church, Newton, North Carolina.

“Dear Heavenly Father,

“Even though Darkness and Light are the same to You.

Even though You have dominion over every creature and creation.

We know that we have received Your richest blessing by calling
North Carolina our home.

"We have found that this is as blessed and joyous a place as You have created.

We have traveled to other places for assumed pleasures and opportunities,

only to find shallowness and superficiality that pale by comparison to the depth of character and quality that is ours to share in our great State, being rather than seeming.

"For wherever we have traveled, we have remembered the smell of our soil,

the voice of our children, distinct and unassuming,
the taste of the fruit that burst from our earth,
the vision of our citizens

and the view from our very homes,
finally bathed in the fountain of Your blessings that freely flows over us.

"Help us to never dishonor our birthright nor treat casually our State.

"North Carolina is our source for life, love and livelihood.

It is Your gift to us.

"Our children are robust, bright and exemplary.

Our schools and universities are much in demand.

Our cities are a model of the gifts You alone can bring.

Our industry and business is born in our minds and hearts
and made a reality at the work of our hands.

Our leaders are servants...humble and chaste.

"Help us all to be compassionate without softness,

Humble without weakness,

Strong without pride,

Decisive without question,

Just without prejudice,

Courageous when making a hard decision.

"May we be a beacon of light for all who are lost in this world,

both by being a symbol of how blessed a home can be

and as a haven of blessing to all who come looking for a home.

May our welcome to those who come looking for the blessings of our

State, be as hospitable as the land that greeted us and our ancestors
who found Your bounty in this State.

"And may we in all things, offer our thanks to You,

who both guides and directs

and finally receives us as Your children;

for we are Yours! Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 8 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Ramsey and Teague for today.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 65, AN ACT TO ENHANCE MOTOR VEHICLE OCCUPANT RESTRAINT SAFETY.

S.B. 293, AN ACT TO REMOVE THE SUNSET FROM AN ACT PROVIDING FOR REIMBURSEMENT BY HEALTH INSURERS FOR SERVICES PROVIDED BY FEE-BASED PRACTICING PASTORAL COUNSELORS.

S.B. 325, AN ACT TO MAKE CORRECTIONS AND CONFORMING CHANGES RELATING TO TAXATION OF CONTINUING CARE RETIREMENT HOMES.

S.B. 389, AN ACT TO CLARIFY THE 1998 CHANGE IN THE LAW GOVERNING THE FILING OF FINANCIAL REPORTS BY SMALL TOWN OR COUNTY MUTUALS.

H.B. 96, AN ACT TO RESTORE AND APPLY RETROACTIVELY THE EXEMPTION FROM LICENSURE FOR CERTAIN ADULT CARE HOMES MAINTAINED OR OPERATED BY A UNIT OF GOVERNMENT.

H.B. 277, AN ACT AMENDING THE EMPLOYMENT SECURITY LAWS TO PROVIDE THAT AN INDIVIDUAL MAY NOT BE DISQUALIFIED FOR UNEMPLOYMENT INSURANCE BENEFITS WHEN THE INDIVIDUAL'S INABILITY TO ACCEPT BONA FIDE PERMANENT EMPLOYMENT DURING A PARTICULAR SHIFT WOULD RESULT IN AN UNDUE FAMILY HARDSHIP AND TO PROVIDE THAT AN INDIVIDUAL MAY NOT BE DISQUALIFIED FOR UNEMPLOYMENT INSURANCE BENEFITS WHEN THE INDIVIDUAL'S DISCHARGE IS SOLELY DUE TO AN INABILITY TO ACCEPT WORK DURING A PARTICULAR SHIFT AS THE RESULT OF AN UNDUE FAMILY HARDSHIP.

H.B. 980, AN ACT TO ALLOW JUDICIAL DISCRETION IN DETERMINING THE AMOUNT OF SUBROGATION OF EMPLOYERS' LIENS IN ACTIONS AGAINST THIRD PARTIES UNDER THE WORKERS' COMPENSATION ACT.

H.B. 991, AN ACT TO CLARIFY THAT LIABILITY, UNINSURED, AND UNDERINSURED COVERAGE IS NOT REDUCED BY RECEIPT OF SUBROGATED WORKERS' COMPENSATION BENEFITS.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

H.B. 520, AN ACT TO ALLOW THE TOWN OF FLAT ROCK TO BUILD A FACILITY FOR A PUBLIC ENTERPRISE AND THEN CONVEY IT TO THE CITY OF HENDERSONVILLE WITHOUT OPERATING IT.

H.B. 615, AN ACT TO ALLOW THE CITY OF ELIZABETH CITY TO REGULATE THE SPEED OF VESSELS WITHIN THE CITY.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

H.B. 474, AN ACT TO REDUCE THE MEMBERSHIP OF THE BERTIE COUNTY ABC BOARD FROM FIVE TO THREE MEMBERS AND TO ALLOW THE APPOINTMENT OF A NEW BERTIE COUNTY ABC BOARD. (S.L. 1999-153)

H.B. 504, AN ACT RELATING TO THE ADOPTION OF PLANNING, ZONING, AND SUBDIVISION ORDINANCES IN CARTERET COUNTY. (S.L. 1999-154)

H.B. 665, AN ACT TO MODIFY THE CURRITUCK COUNTY ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX. (S.L. 1999-155)

H.B. 728, AN ACT AUTHORIZING THE CITY OF GREENVILLE TO REQUIRE FIRE ALARM SYSTEMS IN FRATERNITY AND SORORITY HOUSES WITHIN THE CITY AND THE CITY'S EXTRATERRITORIAL PLANNING JURISDICTION. (S.L. 1999-156)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representatives Miller, Luebke, and Allen, Chairs, for the Committee on Finance:

H.B. 541, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT TROT LINES, BUOY SETS, AND SET HOOKS ARE SPECIAL FISHING DEVICES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

H.B. 1472, A BILL TO BE ENTITLED AN ACT TO SIMPLIFY AND MODERNIZE TAX CREDITS FOR INVESTING IN RENEWABLE ENERGY SOURCES, with a favorable report as to committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 843**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF NURSING TO INCREASE THE ANNUAL FEE CHARGED NURSES AIDES II, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representatives Buchanan and Saunders, Chairs, for the Committee on Transportation:

Committee Substitute for **S.B. 1140**, A BILL TO BE ENTITLED AN ACT TO BAN NEW OR REPLACEMENT BILLBOARDS ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY, with a favorable report.

Pursuant to Rule 36(b), the bill is placed on the Calendar.

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute for **H.B. 248**, A BILL TO BE ENTITLED AN ACT TO AMEND THE STATUTES CONCERNING PRECINCT BOUNDARIES, is returned for concurrence in Senate committee substitute bill and referred to the Committee on Election Law and Campaign Finance Reform.

Upon concurrence, the Senate committee substitute changes the title.

The Speaker rules the Senate committee substitute to be material, thus constituting its first reading.

Committee Substitute for **S.B. 55**, A BILL TO BE ENTITLED AN ACT TO CONFORM THE TAX BASE OF THE REGIONAL TRANSIT

AUTHORITY VEHICLE RENTAL TAX TO THE TAX BASE OF THE ALTERNATE HIGHWAY USE TAX ON SHORT TERM VEHICLE RENTALS, AND TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE REVENUE LAWS AND RELATED STATUTES, is read the first time and referred to the Committee on Finance.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of Representative Goodwin and without objection, **S.B. 1019**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF LAND SURVEYORS TO ENTER ON LAND, is withdrawn from the Calendar and re-referred to the Committee on Rules, Calendar, and Operations of the House.

CALENDAR

Action is taken on the following:

Senate Committee Substitute for **H.B. 476**, A BILL TO BE ENTITLED AN ACT CONCERNING THE GRANT OF POWERS TO ELECTRIC MEMBERSHIP CORPORATIONS REGARDING SUBSIDIARY ORGANIZATIONS.

On motion of Representative Tolson, the House concurs in the material Senate committee substitute on its third roll call reading and the bill is ordered enrolled and presented to the Governor.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Baddour, Baker, Barbee, Barefoot, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Davis, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Gibson, Gillespie, Goodwin, Grady, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, Melton, Michaux, Mitchell, Moore, Morris, Mosley, Nye, Oldham, Owens, Preston, Rayfield, Redwine, Rogers, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Thomas, Thompson, Tolson, Tucker, Walend, Warner, Warren, G. Wilson, Womble, Wood, Wright, and Yongue - 94.

Voting in the negative: Representatives Allred, Arnold, Creech, Daughtry, Decker, Esposito, Fox, Gardner, Gray, Gulley, Holmes, Miller, Miner, Morgan, Pope, Russell, and C. Wilson - 17.

Excused absences: Representatives Ramsey and Teague - 2.

Representative McComas requests and is granted permission to change his vote from "aye" to "no". Representatives Berry, McMahan, and Warwick request and are granted permission to be recorded as voting "aye". The adjusted vote total is (96-18).

Senate Committee Substitute for **H.B. 414**, A BILL TO BE ENTITLED AN ACT ALLOWING THE NORTH CAROLINA VETERINARY MEDICAL BOARD TO LICENSE VETERINARIANS WHO ARE LICENSED IN OTHER STATES BUT HAVE NOT COMPLETED THE CERTIFICATION PROGRAM FOR FOREIGN VETERINARY GRADUATES.

On motion of Representative Setzer, the House concurs in the Senate committee substitute bill, by electronic vote (114-1), and the bill is ordered enrolled and presented to the Governor.

Senate Committee Substitute No. 3 for **H.B. 517**, A BILL TO BE ENTITLED AN ACT INCREASING THE CRIMINAL PENALTY FOR MAKING A BOMB THREAT OR PERPETRATING A HOAX BY PLACING A FALSE BOMB AT SCHOOL AND FOR BRINGING EXPLOSIVE DEVICES ON SCHOOL PROPERTY, MAKING PARENTS CIVILLY LIABLE FOR CHILDREN WHO MAKE THESE THREATS OR PERPETRATE THESE HOAXES, REQUIRING SCHOOLS TO SUSPEND FOR THREE HUNDRED SIXTY-FIVE DAYS STUDENTS WHO MAKE THESE THREATS OR PERPETRATE THESE HOAXES, PROVIDING FOR LOSS OF DRIVERS LICENSE PRIVILEGES BY CERTAIN PERSONS UNDER THE AGE OF EIGHTEEN FOR COMMITTING DESIGNATED ACTS, DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE ISSUE OF STUDENTS WHO MAKE OR CARRY OUT THREATS OF VIOLENCE DIRECTED AT SCHOOLS OR THE PERSONS IN THE SCHOOLS, AND DIRECTING THE STATE BOARD OF EDUCATION TO STUDY THE COMPUTATION OF DROPOUT RATES FOR THE ABCs PROGRAM.

Representative Moore moves that the House concur in the Senate Committee Substitute Bill No. 3.

The motion fails by electronic vote (41-77).

Pursuant to Rule 44(a), the Speaker appoints Representatives Moore, Hackney, Warner, and Sherrill as conferees on the part of the House, and the Senate is so notified by Special Message.

NOTICE GIVEN TO PLACE BILL ON CALENDAR

Representative Culpepper gives notice, pursuant to Rule 36(b), and places **S.B. 385**, A BILL TO BE ENTITLED AN ACT TO ALLOW THE MOORE

COUNTY BOARD OF EDUCATION TO PERMIT THE USE OF PUBLIC SCHOOL ACTIVITY BUSES TO SERVE THE TRANSPORTATION NEEDS OF THE U. S. OPEN GOLF TOURNAMENT, on the Calendar for immediate consideration, notwithstanding the provisions of Rule 40.

Representative Morgan offers Amendment No. 1 which is adopted by electronic vote (115-1).

The bill, as amended, passes its second reading and there being no objection is read a third time.

The bill, as amended, passes its third reading and is ordered sent to the Senate for concurrence in House Amendment by Special Message.

CALENDAR (continued)

Senate Committee Substitute for **H.B. 714**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR DIRECT PAYMENT OF CERTIFIED SUBSTANCE ABUSE PROFESSIONALS UNDER HEALTH INSURANCE POLICIES AND PLANS.

On motion of Representative Alexander, the House concurs in Senate committee substitute bill, by electronic vote (113-1), and the bill is ordered enrolled and presented to the Governor.

H.B. 899, A BILL TO BE ENTITLED AN ACT AMENDING CERTAIN REQUIREMENTS FOR LICENSURE OF REAL ESTATE BROKERS AND SALESMEN.

On motion of Representative Bridgeman, the House concurs in Senate Amendment No. 1, by electronic vote (113-0), and the bill is ordered enrolled and presented to the Governor.

H.B. 972, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT THE COST AND EXPENSES OF TRANSPORTING A RESPONDENT IN AN INVOLUNTARY COMMITMENT PROCEEDING MAY BE RECOVERED FROM THE RESPONDENT'S COUNTY OF RESIDENCE.

On motion of Representative Insko, the House concurs in Senate Amendment No. 1, by electronic vote (116-0), and the bill is ordered enrolled and presented to the Governor.

Committee Substitute for **S.B. 314**, A BILL TO BE ENTITLED AN ACT TO INCORPORATE THE TOWN OF MINERAL SPRINGS, passes its third reading by the following vote, and is ordered enrolled.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot,

Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 115.

Voting in the negative: None.

Excused absences: Representatives Ramsey and Teague - 2.

Committee Substitute for **H.B. 734**, A BILL TO BE ENTITLED AN ACT AUTHORIZING THE TOWN OF CHAPEL HILL TO ENTER INTO DEVELOPMENT AGREEMENTS WITH OWNERS OF LARGE TRACTS OF LAND WITHIN THE TOWN AND ITS EXTRATERRITORIAL PLANNING JURISDICTION.

The bill passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 114.

Voting in the negative: None.

Excused absences: Representatives Ramsey and Teague - 2.

Committee Substitute for **H.B. 1069**, A BILL TO BE ENTITLED AN ACT RECLASSIFYING CERTIFIED CLINICAL SOCIAL WORKERS AS LICENSED CLINICAL SOCIAL WORKERS AND REVISING THE FEES AND QUALIFICATIONS FOR CERTIFICATION AND LICENSURE OF SOCIAL WORKERS, passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Culp, Culpepper, Cunningham, Davis, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Haire, Hardaway, Hensley, Hiatt, Hill, Horn, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 109.

Voting in the negative: Representatives Brubaker, Creech, Decker, Howard, and Rayfield - 5.

Excused absences: Representatives Ramsey and Teague - 2.

House Committee Substitute for **S.B. 622**, A BILL TO BE ENTITLED AN ACT TO IMPOSE ADDITIONAL FEES AND COSTS AND TO INCREASE EXISTING FEES COLLECTED UNDER THE NURSING HOME ADMINISTRATORS BOARD ACT, passes its third reading by the following vote, and is ordered sent to the Senate for concurrence in House committee substitute.

Those voting in the affirmative are: Speaker Black; Representatives Adams, Alexander, Allen, Arnold, Baddour, Baker, Barbee, Barefoot, Berry, Blue, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Carpenter, Church, Clary, Cole, Cox, Crawford, Creech, Culp, Culpepper, Cunningham, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hiatt, Hill, Holmes, Horn, Howard, Hunter, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Mosley, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Tallent, Thomas, Thompson, Tolson, Tucker,

Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wood, Wright, and Yongue - 113.

Voting in the negative: Representatives Allred, Davis, Decker, and Rayfield - 4.

Excused absences: Representatives Ramsey and Teague - 2.

House Committee Substitute for **S.B. 685**, A BILL TO BE ENTITLED AN ACT TO CLARIFY THAT TREATMENT OR SERVICES RENDERED BY PHYSICIAN ASSISTANTS SHALL BE REIMBURSABLE UNDER THE STATE HEALTH PLAN AND OTHER HEALTH INSURANCE POLICIES UNDER CERTAIN CIRCUMSTANCES, passes its second reading, by electronic vote (116-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

House Committee Substitute for **S.B. 172**, A BILL TO BE ENTITLED AN ACT TO CLARIFY WHEN THE POSSESSION OF BLUE LIGHTS IS ILLEGAL.

On motion of Representative Sutton and without objection, the bill is postponed until June 16.

On motion of Representative Culpepper, seconded by Representative Gibson, the House adjourns at 3:44 p.m. to reconvene June 10 at 1:00 p.m.

SEVENTY-NINTH DAY

HOUSE OF REPRESENTATIVES

Thursday, June 10, 1999

The House meets at 1:00 p.m. pursuant to adjournment and is called to order by the Speaker.

The following prayer is offered by the Reverend Mike Frese, House Chaplain.

"Loving Lord, another legislative week draws to a close. We have felt the burden of responsibility that comes with representing the people. We have taken seriously the duties that inhere to our position. The numerous correspondences, frequent calls and full agendas are all testimonies to our devotion. Yet, the frenetic pace, concentration of attention and the saturated schedules drain our energies and sap our strength. O God, give us the

stamina to finish the tasks of the week. Help us remain attentive to the orders of the day.

"In our weariness, remind us that we are not indestructible - that when we neglect our health our bodies do suffer. Remind us that when we do not refresh our spirits, we are out of touch with You, and thus out of touch with the Source and Sustainer of life. As we depart these hallowed halls this week, grant us refreshment during the weekend. By Your grace give us safety in travel, rest for the body and rejuvenation for the soul. Amen."

Representative Culpepper, for the Committee on Rules, Calendar, and Operations of the House, reports the Journal of June 9 has been examined and found correct. Upon his motion, the Journal is approved as written.

Leaves of absence are granted Representatives Adams, Blue, Carpenter, Culp, Daughtry, Hiatt, Mosley, Ramsey, Teague, and Wood for today. Representative Hardaway is excused for a portion of the session.

ENROLLED BILLS

The following bills are duly ratified and presented to the Governor:

S.B. 789, AN ACT TO MAKE CERTAIN CHANGES TO THE NOTICE TO BE GIVEN UPON THE MERGER OF OR UPON THE SALE, LEASE, OR EXCHANGE OF THE ASSETS OF A CHARITABLE OR RELIGIOUS NONPROFIT CORPORATION UNDER THE NONPROFIT CORPORATION ACT.

S.B. 1122, AN ACT TO AMEND THE LAW TO ALLOW COUNTIES TO REDUCE CERTAIN COUNTY APPROPRIATIONS AND EXPENDITURES FOR AREA MENTAL HEALTH AUTHORITIES FOR FUTURE FISCAL YEARS.

S.B. 1159, AN ACT TO EXPAND THE CIRCUMSTANCES UNDER WHICH THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES MAY ALLOW THE USE OF LAND-USE RESTRICTIONS TO PROTECT PUBLIC HEALTH AT CONTAMINATED SITES.

H.B. 314, AN ACT TO REQUIRE HEALTH AND ACCIDENT INSURANCE POLICIES, HOSPITAL OR MEDICAL SERVICES PLANS, AND HMO PLANS TO PROVIDE COVERAGE FOR BONE MASS MEASUREMENT FOR THE DIAGNOSIS AND EVALUATION OF OSTEOPOROSIS.

H.B. 414, AN ACT ALLOWING THE NORTH CAROLINA VETERINARY MEDICAL BOARD TO LICENSE VETERINARIANS WHO ARE LICENSED IN OTHER STATES BUT HAVE NOT

COMPLETED THE CERTIFICATION PROGRAM FOR FOREIGN VETERINARY GRADUATES.

H.B. 476, AN ACT CONCERNING THE GRANT OF POWERS TO ELECTRIC MEMBERSHIP CORPORATIONS REGARDING SUBSIDIARY ORGANIZATIONS.

H.B. 714, AN ACT TO PROVIDE FOR DIRECT PAYMENT OF CERTIFIED SUBSTANCE ABUSE PROFESSIONALS UNDER HEALTH INSURANCE POLICIES AND PLANS.

H.B. 899, AN ACT AMENDING CERTAIN REQUIREMENTS FOR LICENSURE OF REAL ESTATE BROKERS AND SALESMEN.

H.B. 972, AN ACT TO PROVIDE THAT THE COST AND EXPENSES OF TRANSPORTING A RESPONDENT IN AN INVOLUNTARY COMMITMENT PROCEEDING MAY BE RECOVERED FROM THE RESPONDENT'S COUNTY OF RESIDENCE.

The following bills are properly enrolled, duly ratified, and sent to the office of the Secretary of State:

S.B. 314, AN ACT TO INCORPORATE THE TOWN OF MINERAL SPRINGS.

S.B. 385, AN ACT TO ALLOW THE MOORE COUNTY BOARD OF EDUCATION TO PERMIT THE USE OF PUBLIC SCHOOL ACTIVITY BUSES TO SERVE THE TRANSPORTATION NEEDS OF THE U. S. OPEN GOLF TOURNAMENT.

S.B. 474, AN ACT TO MODIFY THE DISTRIBUTION OF THE PROFITS FROM THE HENDERSONVILLE LOCAL ALCOHOLIC BEVERAGE CONTROL SYSTEM.

CHAPTERED BILLS

The following bills are properly enrolled, assigned a chapter number, and presented to the office of the Secretary of State:

S.B. 643, AN ACT TO AMEND THE LAW GOVERNING INSURANCE PREMIUM FINANCING. (S.L. 1999-157)

S.B. 214, AN ACT TO PROVIDE A MEANS OF MEASURING AVERAGE FINAL COMPENSATION FOR MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL RETIREMENT SYSTEM WHO PURCHASE CREDITABLE SERVICE FOR LEAVES OF ABSENCE

INCURRED WHILE RECEIVING WORKERS' COMPENSATION PAYMENTS. (S.L. 1999-158)

H.B. 1258, AN ACT TO CLARIFY THE FACILITIES THAT ARE INCLUDED IN THE HEALTH CARE PERSONNEL REGISTRY; AND TO REQUIRE THAT EMPLOYERS AT HEALTH CARE FACILITIES ACCESS THE HEALTH CARE PERSONNEL REGISTRY. (S.L. 1999-159)

H.B. 1071, AN ACT TO MAKE CHANGES TO THE HANDICAPPED PERSONS PROTECTION ACT, CHAPTER 168A OF THE GENERAL STATUTES. (S.L. 1999-160)

H.B. 255, AN ACT TO AMEND THE STATUTES INVOLVING VOCATIONAL REHABILITATION IN ORDER TO COMPLY WITH FEDERAL LAW. (S.L. 1999-161)

S.B. 1048, AN ACT TO CREATE A GRANTS COMMITTEE TO SET PRIORITIES FOR, REVIEW APPLICATIONS TO, AND AWARD GRANTS UNDER THE FISHERY RESOURCE GRANT PROGRAM AND TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL CHANGES TO THE FISHERY RESOURCE GRANT PROGRAM STATUTE. (S.L. 1999-162)

S.B. 1093, AN ACT TO AMEND THE LAW TO ENSURE THAT ALL TEACHERS RECEIVE A DUTY FREE PERIOD EACH DAY. (S.L. 1999-163)

S.B. 1062, AN ACT AUTHORIZING THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONAL CERTIFICATION BOARD TO DEFINE THE TERM CLINICAL SUPERVISOR INTERN AND AMENDING CERTIFICATION REQUIREMENTS FOR SUBSTANCE ABUSE PROFESSIONALS. (S.L. 1999-164)

S.B. 920, AN ACT TO UPDATE THE NORTH CAROLINA CONTROLLED SUBSTANCES ACT TO ACCURATELY REFLECT THE CURRENT SCHEDULING OF CONTROLLED SUBSTANCES, AS SCHEDULED BY THE DRUG ENFORCEMENT ADMINISTRATION AND TO PROHIBIT TRAFFICKING IN METHYLENEDIOXYAMPHETAMINE (MDA) OR METHYLENEDIOXYMETHAMPHETAMINE (MDMA). (S.L. 1999-165)

S.B. 871, AN ACT TO AMEND THE LAW REGARDING THE OBLIGATION OF DECEDENTS' ESTATES FOR FUNERAL EXPENSES AND RELATED EXPENSES. (S.L. 1999-166)

S.B. 638, AN ACT TO REDEFINE "EMPLOYEE" AND "EMPLOYER" IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM. (S.L. 1999-167)

S.B. 344, AN ACT TO PROVIDE EXPANDED ACCESS TO SPECIALTY CARE IN MANAGED CARE PLANS. (S.L. 1999-168)

REPORTS OF STANDING COMMITTEES AND PERMANENT SUBCOMMITTEES

The following reports from standing committees are presented:

By Representative Braswell for the Committee on Judiciary II:

S.B. 194, A BILL TO BE ENTITLED AN ACT TO CREATE THE NURSE LICENSURE COMPACT, with a favorable report as to House committee substitute bill, unfavorable as to original bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The original bill is placed on the Unfavorable Calendar.

Committee Substitute for **S.B. 654**, A BILL TO BE ENTITLED AN ACT TO RESTORE THE PRE-1995 LAW ON DISPOSAL OF PROPERTY AND LIENS RELATING TO MANUFACTURED HOUSING, with a favorable report as to House committee substitute bill, unfavorable as to Senate committee substitute bill.

Pursuant to Rule 36(b), the House committee substitute bill is placed on the Calendar. The Senate committee substitute bill is placed on the Unfavorable Calendar.

By Representative Hurley for the Committee on Insurance:

House Committee Substitute No. 1 for **S.B. 90**, A BILL TO BE ENTITLED AN ACT TO ENSURE THAT INSURERS THAT PROVIDE HEALTH INSURANCE COVERAGE FOR PRESCRIPTION DRUGS OR OUTPATIENT SERVICES PROVIDE COVERAGE FOR PRESCRIBED CONTRACEPTIVE DRUGS, AND DEVICES OR OUTPATIENT CONTRACEPTIVE SERVICES, with a favorable report as to House Committee Substitute Bill No. 2, unfavorable as to House Committee Substitute Bill No. 1.

Pursuant to Rule 36(b), House Committee Substitute Bill No. 2 is placed on the Calendar. House Committee Substitute Bill No. 1 is placed on the Unfavorable Calendar.

By Representative Nesbitt for the Committee on Ways and Means:

H.B. 1114, A BILL TO BE ENTITLED AN ACT AUTHORIZING CITIES TO PROVIDE AMBULANCE SERVICE WITHOUT OBTAINING APPROVAL FROM COUNTIES, with a favorable report as to committee substitute bill, unfavorable as to original bill, and

recommendation that the committee substitute bill be re-referred to the Committee on Finance.

The committee substitute bill is re-referred to the Committee on Finance. The original bill is placed on the Unfavorable Calendar.

WITHDRAWAL OF BILL FROM CALENDAR

On motion of the Chair, pursuant to Rule 36(b)(2), **S.B. 800**, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE NORTH CAROLINA COURT OF APPEALS TO CONDUCT EN BANC PROCEEDINGS, is withdrawn from the Calendar pursuant to Rule 36(b) and re-referred to the Committee on Rules, Calendar, and Operations of the House.

RE-REFERRAL

On motion of Representative Buchanan, pursuant to Rule 39.2 and without objection, **H.B. 1273**, A BILL TO BE ENTITLED AN ACT TO REQUIRE THAT FEDERAL CONGESTION MITIGATION AND AIR QUALITY IMPROVEMENT PROGRAM FUNDS BE USED FOR PUBLIC TRANSPORTATION PURPOSES, is withdrawn from the Committee on Transportation and re-referred to the Committee on Environment and Natural Resources.

SPECIAL MESSAGE FROM THE SENATE

1999 GENERAL ASSEMBLY

Senate Chamber

June 9, 1999

Mr. Speaker:

Pursuant to G.S. 135-6 requiring appointees to the Board of Trustees of the Teachers' and State Employees Retirement System to be confirmed by the General Assembly, it is ordered that a message be sent to your Honorable Body notifying you that the Senate has confirmed the appointments of Daniel H. DeVane, Shirley Ann Hise and Shirley Ann Bell for terms effective immediately and expiring on March 31, 2003.

Respectfully,
S/Janet B. Pruitt
Principal Clerk

SPECIAL MESSAGE FROM THE SENATE**1999 GENERAL ASSEMBLY**

Senate Chamber

June 9, 1999

Mr. Speaker:

Pursuant to your message received today, June 9, 1999, that the House of Representatives fails to concur in the Senate Committee Substitute No. 3 for **H.B. 517**, A BILL TO BE ENTITLED AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO STUDY THE COMPUTATION OF DROPOUT RATES FOR THE ABCs PROGRAM, and requests conferees, the President Pro Tempore appoints:

Senator Dalton, Chair

Senator Cochran

Senator Hagan

Senator Lee

on the part of the Senate to confer with the committee appointed by your Honorable Body to the end that the differences arising may be resolved.

Respectfully,
S/Janet B. Pruitt
Principal Clerk

MESSAGES FROM THE SENATE

The following are received from the Senate:

Senate Committee Substitute No. 2 for **H.B. 486**, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE PERMANENT REGISTRATION PLATES TO TRAILERS OWNED BY CHARITABLE ORGANIZATIONS AND USED ONLY IN PARADES AND TO CONSOLIDATE AND MODERNIZE THE STATUTES PROVIDING FOR PERMANENT REGISTRATION PLATES, is returned for concurrence in Senate Committee Substitute Bill No. 2 and placed on the Calendar of June 14.

The Speaker rules Senate Committee Substitute No. 2 to be material, thus constituting its first reading.

Upon concurrence, Senate Committee Substitute No. 2 changes the title.

Committee Substitute for **S.B. 499**, A BILL TO BE ENTITLED AN ACT TO INCREASE THE FEES FOR REGISTRATION OF BOATS, is read the first time and referred to the Committee on Finance.

CALENDAR

Action is taken on the following:

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute No. 2 for **S.B. 59**, A BILL TO BE ENTITLED AN ACT TO AMEND THE PHARMACY PRACTICE ACT TO PERMIT CERTAIN NONPROFIT CORPORATIONS TO OPERATE MOBILE PHARMACIES AND TO ALLOW SUCH PHARMACIES TO REGISTER ANNUALLY WITH THE BOARD OF PHARMACY, passes its second reading by the following vote, and remains on the Calendar.

Those voting in the affirmative are: Speaker Black; Representatives Alexander, Allen, Allred, Arnold, Baddour, Baker, Barbee, Barefoot, Bonner, Bowie, Boyd-McIntyre, Braswell, Bridgeman, Brown, Brubaker, Buchanan, Cansler, Capps, Church, Clary, Cole, Cox, Crawford, Creech, Culpepper, Cunningham, Davis, Decker, Dedmon, Dockham, Earle, Easterling, Eddins, Edwards, Ellis, Esposito, Fitch, Fox, Gardner, Gibson, Gillespie, Goodwin, Grady, Gray, Gulley, Hackney, Haire, Hardaway, Hensley, Hill, Holmes, Horn, Howard, Hurley, Insko, Jarrell, Jeffus, Justus, Kinney, Kiser, Luebke, McAllister, McComas, McCombs, McCrary, McLawhorn, McMahan, Melton, Michaux, Miller, Miner, Mitchell, Moore, Morgan, Morris, Nesbitt, Nye, Oldham, Owens, Pope, Preston, Rayfield, Redwine, Rogers, Russell, Saunders, Setzer, Sexton, Sherrill, Smith, Starnes, Sutton, Thomas, Thompson, Tolson, Tucker, Wainwright, Walend, Warner, Warren, Warwick, C. Wilson, G. Wilson, Womble, Wright, and Yongue - 107.

Voting in the negative: None.

Excused absences: Representatives Adams, Blue, Carpenter, Culp, Daughtry, Hiatt, Mosley, Ramsey, Teague, and Wood - 10.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 761**, A BILL TO BE ENTITLED AN ACT TO REFORM AND MODERNIZE THE ACKNOWLEDGMENT OF

CORPORATE REAL PROPERTY INSTRUMENTS AND THE EXECUTION OF REAL PROPERTY INSTRUMENTS GENERALLY, passes its second reading, by electronic vote (90-15), and remains on the Calendar.

CONFEREES APPOINTED

The Speaker announces the following conferees on House Committee Substitute No. 2 for **S.B. 249**, A BILL TO BE ENTITLED AN ACT TO EXTEND THE MORATORIUM ON ISSUING SHELLFISH CULTIVATION LEASES IN CORE SOUND, TO REQUIRE THE DIVISION OF MARINE FISHERIES AND THE PRIMARY INVESTIGATOR TO REPORT THE RESULTS OF THE SHELLFISH MAPPING AND HUMAN USE MAPPING OF CORE SOUND TO THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE AND THE MARINE FISHERIES COMMISSION, TO AUTHORIZE RATHER THAN REQUIRE THE SECRETARY OF ENVIRONMENT AND NATURAL RESOURCES TO REQUIRE FISHERIES LICENSE AGENTS TO POST BONDS, TO ESTABLISH AN INTERIM CRAB LICENSE, AND TO CLARIFY THAT THE LAWFUL TAKING OF MARINE AND ESTUARINE RESOURCES UNDER THE JURISDICTION OF THE MARINE FISHERIES COMMISSION OR AS AUTHORIZED BY A FEDERAL LAW, REGULATION, OR FISHERY MANAGEMENT PLAN IS EXEMPT FROM THE CRUELTY TO ANIMALS STATUTE: Representatives Smith, Preston, Gibson, and Warwick.

The Senate is so notified by Special Message.

CALENDAR (continued)

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

House Committee Substitute for **S.B. 742**, A BILL TO BE ENTITLED AN ACT TO MAKE IT UNLAWFUL FOR SCHOOL PERSONNEL TO ENGAGE IN SEXUAL ACTS WITH A STUDENT, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

Pursuant to Rule 36(b), the following bill appears on today's Calendar.

S.B. 927, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES NECESSITATED BY CHANGES IN FEDERAL LAW TO THE GENERAL STATUTES CONCERNING SERVICES FOR THE BLIND AND TO MAKE TECHNICAL CHANGES.

On motion of Representative Nesbitt and without objection, the bill is temporarily displaced.

House Committee Substitute for **S.B. 246,** A BILL TO BE ENTITLED AN ACT TO CLARIFY AND REVISE THE PROCEDURES GOVERNING APPEALS OR TRANSFERS FROM CLERKS OF SUPERIOR COURT TO THE TRIAL COURTS AND TO MAKE CONFORMING AND CLARIFYING AMENDMENTS TO OTHER RELATED SECTIONS OF THE GENERAL STATUTES, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (107-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

House Committee Substitute for **S.B. 178,** A BILL TO BE ENTITLED AN ACT TO BE KNOWN AS THE NORTH CAROLINA UNIFORM PRUDENT INVESTOR ACT, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, passes its second reading, by electronic vote (106-0), and there being no objection is read a third time.

The bill passes its third reading and is ordered sent to the Senate for concurrence in House committee substitute.

S.B. 927, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES NECESSITATED BY CHANGES IN FEDERAL LAW TO THE GENERAL STATUTES CONCERNING SERVICES FOR THE BLIND AND TO MAKE TECHNICAL CHANGES, which was temporarily displaced, is before the Body.

The bill passes its second reading, by electronic vote (102-1).

Representative Gardner objects to the third reading. The bill remains on the Calendar.

On motion of Representative Culpepper, seconded by Representative Easterling, the House adjourns at 1:56 p.m. to reconvene June 14 at 7:00 p.m.

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